

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

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Washington, Wednesday, March 24, 1948

## TITLE 3—THE PRESIDENT

### PROCLAMATION 2772

PAN AMERICAN WEEK, 1948

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA

#### A PROCLAMATION

WHEREAS the people of the United States of America and the people of the other republics of the Americas, inspired by sentiments of Pan-Americanism and devoted to the policy of the Good Neighbor, are united by bonds of friendship and mutual respect, which have grown strong through inter-American cooperation in many fields of human activity; and

WHEREAS the concept of a Western Hemisphere community of nations is expressed through the principles, agencies, and procedures of the Inter-American System, the foundations of which were laid at the First International Conference of American States in the year 1890; and

WHEREAS the Ninth International Conference of American States is soon to be held at Bogota, Colombia, to consolidate and strengthen the Inter-American System, in order that the common will of the American republics may be more perfectly realized, in consonance with the principles and purposes of the United Nations; and

WHEREAS the Governing Board of the Pan American Union has resolved that April 14, the founding date of the Union, should be officially observed each year by every member country as Pan American Day, a custom which the United States has followed:

NOW THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby proclaim Wednesday, April 14, 1948, as Pan American Day, and in order to broaden the scope of the observance of this anniversary, I designate the week beginning April 11, 1948, as Pan American Week. I call upon the officials of the Government to display the flag of the United States on all public buildings during that week; and I invite the people of the several States, Territories, and possessions of the United States and the appropriate officials thereof, as well as the churches, schools, clubs, and other organizations of our

country, to participate in the observance of Pan American Week with suitable commemorative displays, exhibits, and ceremonies.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this 20th day of March in the year of our Lord nineteen hundred and [SEAL] forty-eight, and of the Independence of the United States of America the one hundred and seventy-second.

HARRY S. TRUMAN

By the President:

WILLARD L. THORP,  
*Acting Secretary of State.*

[F. R. Doc. 48-2840; Filed, Mar. 22, 1948;  
2:38 p. m.]

### EXECUTIVE ORDER 9938

#### OREGON

REVOKING EXECUTIVE ORDER NO. 9544 OF APRIL 25, 1945, AUTHORIZING THE SECRETARY OF WAR TO ASSUME CONTROL OF A CERTAIN AIRPORT

By virtue of the authority vested in me by section 2 of the act of May 24, 1928, 45 Stat. 728 (49 U. S. C. 212), it is ordered as follows:

Executive Order No. 9544 of April 25, 1945, authorizing and directing the Secretary of War to assume full control of the public airport on the following-described lands, in the State of Oregon, is hereby revoked:

#### WILLAMETTE MERIDIAN

T. 15 S., R. 13 E.  
Sec. 22, E½, N½NW¼, SE¼NW¼,  
NE¼SW¼, S¼SW¼.  
Sec. 23, W½E½, W½,  
Sec. 26, NW¼,  
Sec. 27, N½.

The areas described aggregate 1,520 acres.

The lands are included in a lease to the City of Redmond pursuant to the provisions of the act of May 24, 1928, *supra*, for a period of twenty years from March 12, 1942, and it is intended that the lease shall again be operative and

(Continued on p. 1557)

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in full force and effect upon the signing of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,  
March 22, 1948.

[F. R. Doc. 48-2642; Filed, Mar. 22, 1948;  
4:26 p. m.]

## TITLE 7—AGRICULTURE

## Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

## PART 419—COTTON CROP INSURANCE

## MISCELLANEOUS AMENDMENTS

1. The Regulations for Continuous Contracts for the 1948 and Succeeding Crop Years (Yield Insurance) (12 F. R. 8061, 13 F. R. 309) are hereby amended by changing § 419.89 to read as follows:

§ 419.89 *Closing dates.* The closing date for the 1948 crop year for the submission of applications to the office of the county association or other office designated by the Corporation shall be the date of the beginning of planting of the cotton crop on any insurance unit covered by the application, or the following applicable date, whichever is earlier:

January 31 for Donley and Nueces Counties, Texas.

March 25 for Pinal County, Arizona; Chaves County, New Mexico; and Reeves County, Texas.

March 31 for Pike and Houston Counties, Alabama; Burke and Dooly Counties, Georgia; Blenville, Caddo, Natchitoches, and Richland Parishes, Louisiana; Covington County, Mississippi; and Anderson, Collin, Hill, Red River, Rusk, and Williamson Counties, Texas.

April 10 for all other counties.

Closing dates for the 1949 and subsequent crop years will be established by revision of this section or in other regulations under this part.

2. The Regulations for Annual Contracts for the 1948 Crop Year (Dollar Coverage Insurance) (12 F. R. 8067; 13 F. R. 309, 1145) are hereby amended by changing § 419.2039 to read as follows:

§ 419.2039 *Closing dates.* The closing date for the submission of applications to the office of the county association or other office designated by the Corporation shall be the date of the beginning of planting of the cotton crop on any insurance unit covered by the application, or the following applicable date, whichever is earlier:

January 31 for Lubbock County, Texas.  
March 31 for McLennan County, Texas.  
April 10 for all other counties.

(Sec. 506 (e), 507 (c), 503, 509, 516 (b), 52 Stat. 73-75-77, 835, as amended, Pub. Law 320, 80th Cong., 7 U. S. C. and Sup. 1506 (e), 1507 (c) 1503, 1509, 1516 (b))

Adopted by the Board of Directors on March 15, 1948.

[SEAL] E. D. BERKAW,  
Secretary,  
Federal Crop Insurance Corporation.

Approved: March 19, 1948.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 48-2531; Filed, Mar. 23, 1948;  
8:52 a. m.]

## Chapter XXI—Organization, Functions, and Procedures

## Subchapter C—Production and Marketing Administration

## PART 2303—DAIRY BRANCH

## FIELD OFFICES

The provisions in paragraphs (a) and (b) of § 2302.2 *Field offices* (11 F. R. 177A-265, 12 F. R. 3561, 7897) are hereby deleted and the following substituted therefor:

§ 2302.2 *Field offices*—(a) *Dairy and poultry grading and inspection; field offices.* Offices are located in the following cities: Los Angeles, California; Sacramento, California; San Francisco, California; Denver, Colorado; Chicago, Illinois; Des Moines, Iowa; Topeka, Kansas; Boston, Massachusetts; Lansing, Michigan; Minneapolis, Minnesota; Kansas City, Missouri; St. Louis, Missouri; Omaha, Nebraska; New York, New York; Bismarck, North Dakota; Columbus, Ohio; Oklahoma City, Oklahoma; Portland, Oregon; Philadelphia, Pennsylvania; Madison, South Dakota; Dallas, Texas; Houston, Texas; Seattle, Washington; and Milwaukee, Wisconsin. Under the immediate supervision of the Grading and Inspection Division, these offices provide inspection and grading services, including laboratory analysis of dairy and poultry products. Laboratory facilities are maintained in San Francisco, California and Chicago, Illinois. Regional Supervisors are located as follows:

(1) *Dairy products:* San Francisco, California; Chicago, Illinois; and New York, New York.

(2) *Poultry products:* San Francisco, California; Chicago, Illinois; Des Moines, Iowa; New York, New York; and Dallas, Texas.

(3) *Poultry inspection service:* Sacramento, California; Chicago, Illinois; Omaha, Nebraska; and Philadelphia, Pennsylvania. Each regional supervisor of the Poultry Inspection Service has final authority to act with reference to the administration of §§ 56.43, 56.44, and 56.46 of the rules and regulations (7 CFR, Part 56) governing the inspection and certification of dressed poultry and dressed domestic rabbits and edible products thereof for condition and wholesomeness.

The addresses of these offices may be ascertained by inquiry of the Chief, Dairy and Poultry Grading and Inspection Division, Production and Marketing Administration, South Agriculture Building, Washington 25, D. C.

(b) *Market news field offices.* Offices are located in the following cities: Los Angeles, California; San Francisco, California; Denver, Colorado; Atlanta, Georgia; Chicago, Illinois; Des Moines, Iowa; New Orleans, Louisiana; Baltimore, Maryland; Boston, Massachusetts; Detroit, Michigan; St. Louis, Missouri; New York, New York; Cincinnati, Ohio; Cleveland, Ohio; Portland, Oregon; Philadelphia, Pennsylvania; Pittsburgh, Pennsylvania; Fort Worth, Texas; Seattle, Washington; and Madison, Wisconsin. The addresses of these offices may be obtained from the Chief, Dairy and Poultry Market News Division, Production and Marketing Administration, South Agriculture Building, Washington 25, D. C. Under the supervision of the Dairy and Poultry Market News Division, these offices collect and compile the data utilized for the production of daily, weekly, and seasonal reports giving dairy and poultry market information.

(R. S. 161, 5 U. S. C. 22)

Issued this 19th day of March 1948.

[SEAL] CLINTON P. ANDERSON,  
*Secretary of Agriculture.*

[F. R. Doc. 48-2582; Filed, Mar. 23, 1948;  
8:52 a. m.]

## TITLE 8—ALIENS AND NATIONALITY

### Chapter I—Immigration and Naturalization Service, Department of Justice

#### Subchapter B—Immigration Regulations

#### PART 110—PRIMARY INSPECTION AND DETENTION

REVOCATION OF DESIGNATION OF DULUTH BOAT CLUB SEAPLANE BASE, DULUTH, MINN., AS AN AIRPORT OF ENTRY FOR ALIENS

MARCH 18, 1948.

Section 110.3 *Airports of entry*, Chapter I, Title 8, Code of Federal Regulations, is amended by deleting "Duluth, Minn., Duluth Boat Club Seaplane Base" from the list in paragraph (a) of permanent airports of entry for aliens.

Notice of the proposed revocation of the designation of the Duluth Boat Club Seaplane Base, Duluth, Minnesota, as an airport of entry for aliens was published in the FEDERAL REGISTER dated February 13, 1948 (13 F. R. 668) pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C., Sup., 1003).

The revocation of the designation of this airport is made because the base is no longer available for the use of aircraft.

The revocation made hereby shall become effective at the close of business on March 31, 1948. The delayed effective date requirements of section 4 (c) of the Administrative Procedure Act are dispensed with because the revocation of the designation of this seaplane base as an airport of entry for customs purposes has

been made effective on that date (13 F. R. 1234).

(Sec. 7 (d) 44 Stat. 572, sec. 1, 54 Stat. 1238; 49 U. S. C. 177 (d))

TOM C. CLARK,  
*Attorney General.*

Recommended: March 12, 1948.

T. B. SHOEMAKER,  
*Acting Commissioner of Immigration and Naturalization.*

[F. R. Doc. 48-2596; Filed, Mar. 23, 1948;  
8:59 a. m.]

## TITLE 10—ARMY

### Subtitle A—Organization, Function and Procedures of the Department of the Army

#### Subtitle B—Regulations of the Department of the Army

##### CHANGE IN TERMINOLOGY

Throughout Subtitles A and B, reference to "Director of Service, Supply, and Procurement, General Staff, United States Army" is changed to read "Director of Logistics, General Staff, United States Army."

[Cir. 138, War Department, 1946, as amended by Cir. 57, Dept. of the Army, 1948] (R. S. 161, 5 U. S. C. 22)

[SEAL] EDWARD F. WITSELL,  
*Major General,  
The Adjutant General.*

[F. R. Doc. 48-2595; Filed, Mar. 23, 1948;  
8:59 a. m.]

### Chapter V—Military Reservations and Cemeteries

#### PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS, AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS

##### OREGON

CROSS REFERENCE: For order revoking Executive Order 9544 of April 25, 1945, tabulated in § 501.1, which authorized the Secretary of War to assume full control of the Redmond public airport, Oregon, see Executive Order, *supra*.

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket No. 5233]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### WHEELER LABORATORY

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Producer status of dealer or seller—Laboratory:* § 3.6 (j 10) *Advertising falsely or misleadingly—History of product or offering:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (y) *Advertising falsely or misleadingly—Safety:* § 3.96 (b) *Using misleading name—Vendor—Pro-*

*ducer or laboratory status of dealer or seller* I. In connection with the offering for sale, sale, and distribution of the preparation "Climate", or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, the purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication, (a) that said preparation constitutes a cure or remedy for asthma, hay fever, sinus trouble, or rose fever, or that it possesses any therapeutic value in the treatment of such conditions in excess of facilitating the removal of secretions caused by asthma; (b) that said preparation is safe or harmless for indiscriminate use by either adults or children; or, (c) that said preparation is a new discovery; and, II, using the word "Laboratory," or any other word of similar import or meaning, in her trade name or in connection with respondent's business, or representing through any other means or device, or in any manner, that respondent owns, operates, or controls a laboratory equipped for the compounding of medicinal preparations or for the conduct of research in connection therewith; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Wheeler Laboratory, Docket 5233, January 15, 1948]

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 15th day of January A. D. 1948.

*In the Matter of Ruth Wheeler Collins, Trading as Wheeler Laboratory*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, testimony and other evidence in support of the allegations of the complaint taken before a trial examiner theretofore duly designated by it (no evidence having been introduced in opposition to the allegations of the complaint) and the trial examiner's recommended decision (no briefs having been filed and oral argument not having been requested) and the Commission, having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered*, That the respondent, Ruth Wheeler Collins, individually and trading under her own name or trading under any other name or designation, and her agents, representatives, and employees, in connection with the offering for sale, sale, and distribution of the preparation "Climate", or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, do forthwith cease and desist from:

1. Disseminating, or causing to be disseminated, any advertisement by means of the United States mails, or by any means in commerce, as "commerce" is

defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

a. That said preparation constitutes a cure or remedy for asthma, hay fever, sinus trouble, or rose fever, or that it possesses any therapeutic value in the treatment of such conditions in excess of facilitating the removal of secretions caused by asthma.

b. That said preparation is safe or harmless for indiscriminate use by either adults or children.

c. That said preparation is a new discovery.

2. Disseminating, or causing to be disseminated, any advertisement, by any means, for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's preparation, which advertisement contains any representation prohibited in paragraph 1 hereof.

3. Using the word "Laboratory" or any other word of similar import or meaning, in her trade name or in connection with her business, or representing through any other means or device, or in any manner, that she owns, operates, or controls a laboratory equipped for the compounding of medicinal preparations or for the conduct of research in connection therewith.

It is further ordered, That the respondent shall, within sixty (60) days after service upon her of this order, file with the Commission a report in writing setting forth in detail the manner and form in which she has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 48-2574; Filed, Mar. 23, 1948;  
8:49 a. m.]

## TITLE 17—COMMODITY AND SECURITIES EXCHANGES

### Chapter I—Commodity Exchange Authority (Including Commodity Exchange Commission), Department of Agriculture

#### PART 1—GENERAL REGULATIONS UNDER THE COMMODITY EXCHANGE ACT

##### DEFINITION OF COMMODITY EXCHANGE ACT

By virtue of the authority vested in the Secretary of Agriculture under the Commodity Exchange Act, as amended (42 Stat. 998, 49 Stat. 1491, 52 Stat. 205, 54 Stat. 1059, Pub. Law 392, 80th Cong., approved December 19, 1947; 7 U. S. C. 1-17a) paragraph (f) of § 1.3 of Part 1 of Chapter I of Title 17, Code of Federal Regulations (12 F. R. 703) is hereby amended effective April 1, 1948, to read as follows:

##### § 1.3 Definitions. \* \* \*

(f) *Commodity Exchange Act; the act.* These terms mean the Commodity Exchange Act approved September 21, 1922 (42 Stat. 998) as amended June 15, 1936 (49 Stat. 1491, 7 U. S. C. 1-17a),

and other legislation supplementary thereto and amendatory thereof.

(42 Stat. 998, as amended; 7 U. S. C. 1-17a)

Issued this 19th day of March 1948.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 48-2583; Filed, Mar. 23, 1948;  
8:53 a. m.]

## TITLE 21—FOOD AND DRUGS

### Chapter II—Bureau of Narcotics, Department of the Treasury

#### PART 206—ORGANIZATION, FUNCTIONS AND PROCEDURES OF THE BUREAU OF NARCOTICS

##### REVISION OF FIELD ORGANIZATION, AND REVOCATION OF DELEGATION OF AUTHORITY

The following revised list of District Offices of the Bureau of Narcotics is substituted for the list of District Offices following § 206.2:

##### District and Headquarters Office, District Supervisor

1. Maine, New Hampshire, Vermont, Rhode Island, Massachusetts, and Connecticut: 1120 Post Office Building, Boston 9, Mass.

2. New York State and the Fifth Internal Revenue Collection District of New Jersey: Suite 605, 90 Church Street, New York 7, N. Y.

3. Pennsylvania, Delaware, and New Jersey (except the Fifth Internal Revenue Collection District) U. S. Customhouse, Second and Chestnut Streets, Philadelphia 6, Pa.

5. Maryland, District of Columbia, North Carolina, Virginia, and West Virginia: 314 Post Office Building, Baltimore 2, Md.

6. Georgia, Florida, Alabama, and South Carolina: 501 Ten Forty Street Building, Atlanta 3, Ga.

7. Kentucky, Tennessee, Louisiana, and Mississippi: 418 Federal Building, Louisville 1, Ky.

8. Michigan and Ohio: 604 Federal Building, Detroit 26, Mich.

9. Illinois, Indiana, and Wisconsin: 817 U. S. Post Office Building, Chicago 7, Ill.

10. Texas, Arizona, and New Mexico: 205 U. S. Courthouse Building, El Paso, Tex.

11. Missouri, Kansas, Arkansas, and Oklahoma: 743 U. S. Courthouse Building, Kansas City 6, Mo.

12. Minnesota, Iowa, Nebraska, North Dakota, and South Dakota: 314 Courthouse Building, Minneapolis 1, Minn.

13. Colorado, Utah, and Wyoming: 100 U. S. Customhouse, Denver 2, Colo.

14. California and Nevada: Room 2104, 100 McAllister Street, San Francisco 2, Calif.

15. Washington, Oregon, Idaho, Montana, and Territory of Alaska: 311 U. S. Courthouse, Seattle 4, Wash.

16. Territory of Hawaii: 575 Alexander Young Building, Honolulu 1, Hawaii.

(Sec. 3, 60 Stat. 238; 5 U. S. C. Sup. 1002)

Section 206.4, delegating authority to the Bureau of Narcotics from the War Assets Administrator and the War Production Board, respectively, is revoked. The following §§ 206.5-206.11 are accordingly renumbered §§ 206.4-206.10, respectively.

(Reg. 1, Revocation of Order 5, War Assets Administration, Dec. 31, 1946, 12 F. R. 103; Order, Office of Temporary Controls, Civilian Production Administration, Mar. 28, 1947, 12 F. R. 2092)

Paragraph (g) of § 206.8, relating to narcotic drugs conservation, is revoked, and paragraph (h) immediately following and relating to Presidential function under the Opiates Act is relettered paragraph (g).

(Order, Office of Temporary Controls, Civilian Production Administration, Mar. 28, 1947, 12 F. R. 2092)

This order shall take effect on the date of publication in the FEDERAL REGISTER.

[SEAL] E. H. FOLEY, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 48-2587; Filed, Mar. 23, 1948;  
8:58 a. m.]

#### PART 205—NARCOTIC DRUGS CONSERVATION REVOCATION

Part 205 of this chapter, consisting of §§ 205.1 to 205.18, inclusive, relating to narcotic drugs conservation, is hereby revoked, and Parts 206 and 207 of this chapter are accordingly renumbered Parts 205 and 206, respectively.

This order shall take effect on the date of publication in the FEDERAL REGISTER.

(Order, Office of Temporary Controls, Civilian Production Administration, Mar. 28, 1947, 12 F. R. 2092)

[SEAL] E. H. FOLEY, Jr.,  
Acting Secretary of the Treasury.

[F. R. Doc. 48-2588; Filed, Mar. 23, 1948;  
8:59 a. m.]

#### PART 206—ORGANIZATION, FUNCTIONS AND PROCEDURES OF THE BUREAU OF NARCOTICS

##### REDESIGNATION OF PART

CROSS REFERENCE: For a redesignation of this part to Part 205, see Part 205 of this chapter, *supra*.

#### PART 207—DELEGATION ORDERS AND HEARING RULES UNDER THE ACT OF MARCH 8, 1946

##### REDESIGNATION OF PART

CROSS REFERENCE: For a redesignation of this part to Part 206, see Part 206 of this chapter, *supra*.

## TITLE 24—HOUSING CREDIT

### Chapter V—Federal Housing Administration

#### PART 501—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS

##### MISCELLANEOUS AMENDMENTS

1. Section 501.7 (12 F. R. 4371) of the Regulations of the Federal Housing Commissioner Governing Property Improvement Loans effective July 1, 1947, is hereby amended by adding a paragraph numbered (f) as follows:

##### § 501.7 Eligible expenditures. \* \* \*

(f) *Downpayment.* It shall be established in a manner and upon a form

approved by the Commissioner that the borrower is paying in cash, exclusive of trade-ins or other allowances, at least ten per centum (10%) of the total cost of the proposed improvements, exclusive of financing charges.

2. Section 501.8 (a) (12 F. R. 4371) of the Regulations of the Federal Housing Commissioner Governing Property Improvement Loans effective July 1, 1947, is hereby amended by adding a subparagraph (4) as follows:

§ 501.8 *Disbursement of loan proceeds*—(a) *Disbursement.* \* \* \*

(4) *Description of improvements.* Obtain a statement signed by the dealer giving a brief outline of the type and extent of improvements to be made and a description of the materials to be used.

The amendments contained herein are effective as to all loans made on or after April 20, 1948, and shall have the same force and effect as if included in and made a part of each Contract of Insurance.

(53 Stat. 804, 805, 55 Stat. 364, 365, 56 Stat. 305, 57 Stat. 571, Pub. Law 120, 80th Cong., 61 Stat. 182; 12 U. S. C. and Sup. 1703)

Issued at Washington, D. C., March 18, 1948.

FRANKLIN D. RICHARDS,  
Federal Housing Commissioner

[F. R. Doc. 48-2579; Filed, Mar. 23, 1948;  
8:52 a. m.]

## TITLE 31—MONEY AND FINANCE: TREASURY

### Chapter II—Fiscal Service, Department of the Treasury

#### Subchapter B—Bureau of the Public Debt

[1948, 3d Amdt. to Dept. Circ. No. 530, 6th Revision, dated Feb. 13, 1945]

#### PART 315—REGULATIONS GOVERNING SAVINGS BONDS

##### LIMITATION ON HOLDINGS

MARCH 18, 1948.

Pursuant to section 22 (a) of the Second Liberty Bond Act, as amended (55 Stat. 7, 31 U. S. C. and Sup. 757c) Subpart C of Department Circular No. 530, Sixth Revision, dated February 13, 1945 (31 CFR 1945 Supp., 315) as amended, is hereby further amended<sup>1</sup> and revised to read as follows:

##### SUBPART C—LIMITATION ON HOLDINGS

Sec.

315.8 Amount which may be held.

315.9 Calculation of amount.

315.10 Disposition of excess.

AUTHORITY: §§ 315.8 to 315.10, inclusive, issued under sec. 22 (a), 49 Stat. 21, as amended; 31 U. S. C. and Sup., 757c.

##### SUBPART C—LIMITATION ON HOLDINGS

§ 315.8 *Amount which may be held.* As provided by section 22 of the Second

<sup>1</sup>This supersedes the second amendment which is hereby withdrawn from circulation. The second amendment was issued merely to provide for the purchase of savings bonds of Series E outside of the limitation under the conditions which are set forth in § 315.9 (d) (4) of this amendment.

Liberty Bond Act, as added February 4, 1935 (31 U. S. C. 757c) and by regulations prescribed by the Secretary of the Treasury pursuant to the authority of that section, as amended by the Public Debt Act of 1941, 55 Stat. 7, the amounts of savings bonds of the several series issued during any one calendar year that may be held by any one person at any one time are limited as follows:

(a) *Series A, B, C, and D.* \$10,000 (maturity value) of each series for each calendar year.

(b) *Series E.* \$5,000 (maturity value) for each calendar year up to and including the calendar year 1947, and \$10,000 (maturity value) for each calendar year thereafter.

(c) *Series F and G.* \$50,000 (issue price) for the calendar year 1941, and \$100,000 (issue price) for each calendar year thereafter, of either series or of the combined aggregate of both, except that, in the case of commercial banks authorized to acquire such bonds in accordance with § 315.5, the limitation shall be such as may have been or may hereafter be provided specifically in official circulars governing the offering of other Treasury securities, but in no event in excess of \$100,000 (issue price) for any calendar year.

§ 315.9 *Calculation of amount.* In computing the amount of savings bonds of any one series issued during any one calendar year held by any one person at any one time for the purpose of determining whether the amount is in excess of the authorized limit as set forth in the next preceding section, the following rules shall govern:

(a) The term "person" shall mean any legal entity, including but not limited to an individual, a partnership, a corporation (public or private) an unincorporated association or a trust estate, and the holdings of each person, individually and in a fiduciary capacity, shall be computed separately.

(b) In the case of bonds of Series A, B, C, D, and E, the computation shall be based upon maturity values. In the case of bonds of Series F and G, the computation shall be based upon issue prices.

(c) Except as provided in paragraph (d) of this section, there must be taken into account: (1) All bonds originally issued to and registered in the name of that person alone; (2) all bonds originally issued to and registered in the name of that person as coowner or reissued, at the request of the original owner, to add the name of that person as coowner or to designate him as coowner instead of as beneficiary under the provisions of this circular, except that the amount of bonds of Series E held in coownership form may be applied to the holdings of either of the coowners, but will not be applied to both, or the amount may be apportioned between them; and (3) all bonds acquired by him before March 1, 1941, upon the death of another or the happening of any other event.

(d) There need not be taken into account: (1) Bonds of which that person is merely the designated beneficiary; (2) those in which his interest is only that of a beneficiary under a trust; or (3) those to which he is entitled as surviving designated beneficiary upon the death of the

registered owner, as an heir or legatee of the deceased registered owner, or by virtue of the termination of a trust or the happening of any other event, unless he became entitled to any such bonds in his own right before March 1, 1941, or (4) with respect to bonds of Series E, those purchased with the proceeds of matured bonds of Series A and Series C-1938, where the Series A or Series C bonds were presented by an individual (natural person in his own right) owner or coowner for that purpose and the Series E bonds are registered in his name in any form of registration authorized for that series.

(e) Nothing herein contained shall be construed to invalidate any holdings within or, except as provided in paragraph (c) of this section, to validate any holdings in excess of, the authorized limits, as computed under the regulations in force at the time such holdings were acquired.

§ 315.10 *Disposition of excess.* If any person at any time acquires savings bonds issued during any one calendar year in excess of the prescribed amount, the excess must be immediately surrendered for refund of the purchase price, less (in the case of Series G bonds) any interest which may have been paid thereon, or for such other adjustment as may be possible.

Compliance with the notice, public procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237) is found to be impracticable with respect to these regulations. The amendment provides for an increase in the annual limitation on holdings of savings bonds of Series E from \$5,000 (maturity value) (which was in force in previous years) to \$10,000 (maturity value) effective for the calendar year 1948, and each calendar year thereafter, unless changed by further amendment. This is a matter of fiscal policy and it was deemed inadvisable to make determination with respect thereto at an earlier date.

[SEAL]

JOHN W. SNYDER,  
Secretary of the Treasury.

[F. R. Doc. 48-2586; Filed, Mar. 23, 1948;  
8:58 a. m.]

[1948, 1st Amdt. to Dept. Circ. No. 653, 2d Revision, dated Aug. 31, 1943, as supplemented]

#### PART 316—UNITED STATES SAVINGS BONDS; SERIES E

MARCH 18, 1948.

Pursuant to section 22 (a) of the Second Liberty Bond Act, as amended (55 Stat. 7, 31 U. S. C. and Sup. 757c), Section IV paragraph 1, of Department Circular No. 653, Second Revision, dated August 31, 1943 (31 CFR 1943 Supp., 316, § 316.4), as supplemented, is hereby amended to read as follows:

§ 316.4 *Limitation on holdings.* (a) The amount of bonds of Series E originally issued during any one calendar year to any one person that may be held by that person at any one time shall not exceed \$5,000 (maturity value) for each calendar year up to and including the calendar year 1947, and \$10,000 (ma-



turity value) for each calendar year thereafter, computed in accordance with the provisions of the regulations governing United States Savings Bonds. If any person at any time acquires savings bonds issued during any one calendar year in excess of the prescribed amount, the amount of such excess should immediately be surrendered for refund of the issue price.

Compliance with the notice, public procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 60 Stat. 237) is found to be impracticable with respect to these regulations. The amendment provides for an increase in the annual limitation on holdings of savings bonds of Series E from \$5,000 (maturity value) (which was in force in previous years) to \$10,000 (maturity value) effective for the calendar year 1948, and each calendar year thereafter, unless changed by further amendment. This is a matter of fiscal policy and it was deemed inadvisable to make determination with respect thereto at an earlier date.

(Sec. 22 (a) 49 Stat. 21, as amended; 31 U. S. C. and Sup. 757c).

[SEAL] JOHN W. SNYDER,  
Secretary of the Treasury.

[F. R. Doc. 48-2589; Filed, Mar. 23, 1948;  
8:59 a. m.]

## TITLE 32—NATIONAL DEFENSE

### Chapter VIII—Office of International Trade, Department of Commerce

#### Subchapter B—Export Control

#### PART 800—ORDERS AND DELEGATIONS OF AUTHORITY

##### ORDER SUSPENDING BITUMINOUS COAL EXPORT LICENSES

It is hereby ordered, That, effective March 22, 1948, at 12:01 a. m., eastern standard time, all outstanding export licenses theretofore issued authorizing the exportation of bituminous coal, Schedule B No. 500200, are hereby suspended until further notice.

Notwithstanding the foregoing, such export licenses may be used to export bituminous coal which is, prior to the effective date of this order, either in the port area or in transit to a port of exit pursuant to actual orders for export.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321, Pub. Law 395, 80th Cong., 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: March 19, 1948.

FRANCIS MCINTYRE,  
Assistant Director,  
Office of International Trade.

[F. R. Doc. 48-2599; Filed, Mar. 23, 1948;  
8:59 a. m.]

## Chapter XXIII—War Assets Administration

[Reg. 2, Amdt. 3 to Order 9]

### PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

#### VETERANS SET-ASIDE LISTS

War Assets Administration Regulation 2, Order 9, September 1, 1947, as amended through January 21, 1948, entitled "Veterans Set-Aside Lists" (12 F. R. 6664, 13 F. R. 345) is hereby further amended by adding the following items of aircraft to the National Veterans Set-Aside List set forth in Exhibit A of § 8302.59:

N2S-5	42	2640
NE-1	42	1600
J-3C	42	1800
YL-14	42	1900

This amendment to this section shall become effective on March 29, 1948 and shall expire at the close of business on April 2, 1948.

JESS LARSON,  
Administrator.

MARCH 17, 1948.

[F. R. Doc. 48-2686; Filed, Mar. 23, 1948;  
11:09 a. m.]

## TITLE 41—PUBLIC CONTRACTS

### Chapter II—Division of Public Contracts, Department of Labor

#### PART 201—GENERAL REGULATIONS

##### PROCEDURE FOR STIPULATION OF CONDITIONS IN GOVERNMENT PURCHASE CONTRACTS; PRESERVED OR PROCESSED BUTTER

§ 201.1 *Insertion of stipulations.* The exception from the provisions of the Walsh-Healey Public Contracts Act (49 Stat. 2036; 41 U. S. C. 35-45), with respect to contracts for preserved or processed butter which was granted by the Secretary of Labor on February 3, 1943 (8 F. R. 1652) is hereby cancelled and revoked. The Department of the Army has advised that the cancellation of this exception will not create a procurement problem for the Army. (49 Stat. 2036; 41 U. S. C. 35 et seq.)

Signed at Washington, D. C., this 17th day of March 1948.

L. S. SCHWELLENBACH,  
Secretary of Labor.

[F. R. Doc. 48-2621; Filed, Mar. 23, 1948;  
8:59 a. m.]

## TITLE 43—PUBLIC LANDS: INTERIOR

### Subtitle A—Office of the Secretary of the Interior

#### PART 10—PROCEDURES UNDER PUBLIC LAW 395, 80TH CONGRESS

Part 10, reading as follows, is added to Title 43:

Sec.  
10.1 Consultation with industry and the public.

1 WAA Reg. 2 (12 F. R. 6586, 13 F. R. 750, 891).

Sec.

- 10.2 Organization of industry advisory committees.
- 10.3 Functions of industry advisory committees.
- 10.4 Industry advisory committee meetings.
- 10.5 Hearings on proposed agreements and plans.
- 10.6 Requests for compliance with voluntary agreements and plans.

Authority: §§ 10.1 to 10.6, inclusive, issued under sec. 3, 60 Stat. 238, Pub. Law 395, 80th Cong.; 5 U. S. C. 1062)

§ 10.1 *Consultation with industry and the public.* Under section 2 of Public Law 395, 80th Congress, the President is authorized to consult representatives of business and agriculture with a view to encouraging the making of certain voluntary agreements by persons engaged in industry, business, and agriculture and to approve and request compliance with such agreements. Executive Order 9919 (13 F. R. 59) delegates this authority to various officials, including the Secretary of the Interior. This executive order provides that consultation with industry may be through representative industry advisory committees, and that an opportunity shall be given to industry, labor, and the public generally to present their views with reference to a proposed agreement or plan.

§ 10.2 *Organization of industry advisory committees.* As the purpose of industry advisory committees formed under this part is to give advice to the Department of the Interior on proposed voluntary agreements and plans affecting an industry, their members are selected so as to endeavor to assure that the advice so obtained will represent the viewpoint of all parts of the industry. The committees are formed of representatives of the minimum number of companies necessary to represent a fair cross-section of the industry from the standpoints of (a) large, medium, and small companies, (b) geographical distribution, (c) trade association membership, and (d) segments of the industry (types of products, degree of integration, etc.) In forming industry advisory committees the Department of the Interior will be governed by the principles of Senate Concurrent Resolution 14 (80th Congress) and the President's memorandum to heads of executive departments and agencies of December 12, 1947, relating to representation of small business. (See Appendix A attached.) To promote free discussion, different levels of production and distribution are generally represented by separate industry advisory committees consisting of customers and suppliers.

§ 10.3 *Functions of industry advisory committees.* The functions of an industry advisory committee formed by the Department of the Interior under this part are to furnish information, to give advice, and to make recommendations to the Department of the Interior, at regular committee meetings, on problems affecting the industry either in connection with the formulation of a proposed voluntary agreement or plan or in connection with an existing voluntary agreement or plan. In order to eliminate any question as to the propriety of the activi-

ties of these industry advisory committees under the anti-trust laws, the activities of these committees are limited strictly to those specified (see the Attorney General's letter of March 18, 1948; Appendix B) No other activities by these industry advisory committees formed under this part or by their members are sponsored or authorized by the Department of the Interior under this part. These industry advisory committees are not authorized to determine policies for the industry nor are they authorized to compel or coerce any person to enter into any voluntary agreement or plan or to compel or coerce any person to comply with any request or recommendation made by the Department of the Interior.

**§ 10.4 Industry advisory committee meetings.** Industry advisory committee and subcommittee meetings will be called by the Department of the Interior. The agenda of the meeting will be prepared by the Department of the Interior. Representatives of interested agencies of the Government will be invited by the Department of the Interior. If a member of a committee is unable to attend a meeting, he may suggest the name of another representative of the same organization to serve as his alternate for that meeting, and as a general rule the Department of the Interior will invite the suggested alternate to that meeting. A representative of the Department of the Interior will be present and participate at every committee or subcommittee meeting. The Department of the Interior will keep minutes of each meeting, and will make summaries available to members of the committee, and the industry and the trade press, and will issue information concerning the meeting to the press.

**§ 10.5 Hearings on proposed agreements and plans.** In order to carry out the requirement of Executive Order 9919 that an opportunity shall be given to industry, labor, and the public generally to present their views with respect to a proposed agreement or plan, the Department of the Interior has adopted the policy of holding a public hearing at which such views may be presented. Notice of such a hearing will be given by publication in the FEDERAL REGISTER, by press release, and by any other method considered appropriate by the Department of the Interior. The notice will include a statement of the time, place, and nature of the hearing, and either the substance of the proposed plan or agreement or a description of the subjects and issues involved. The notice will ordinarily provide that persons who desire to participate in the hearing must file in advance a written notice of appearance and that persons failing to file such written notice in advance will not be heard unless good cause is shown. The scope, time, or place of a hearing for which notice has been given may be changed when necessary. Reasonable notice will be given of the hearing and of any changes. Ordinarily the time set will be not less than 10 days nor more than 15 days from the publication in the FEDERAL REGISTER of the notice of

hearing. The hearing will be conducted by an official of the Department of the Interior as hearing officer. The hearing officer will regulate the course of the hearing, including the order in which statements may be presented and the length of time to be allowed for making oral statements. He may adjourn or continue the hearing to a later date or different place and will receive written statements and memoranda at the hearing or within such time after the hearing as he may determine. Such statements and memoranda should be filed in triplicate. The hearing will be informal in nature. A stenographic transcript or summary will be made of the proceedings. After the close of the hearing, the hearing officer will prepare and file a report with the Secretary's Office summarizing the statements made at the hearing and will file with his report all written statements presented in connection with the hearing.

**§ 10.6 Request for compliance with voluntary agreements and plans.** When a proposed voluntary agreement or plan under section 2 of Public Law 395, 80th Congress, has been formulated and after a public hearing has been held thereon, the Secretary of the Interior may forward, with his favorable recommendation, the proposed agreement or plan to the Attorney General for the latter's approval, together with the statement of facts required by Executive Order 9919. If the Attorney General approves the agreement or plan, the Secretary of the Interior, upon giving his final approval, will send to each concern which is to take action under the agreement or plan a specific written request to comply with it, or to the extent that such a procedure is not practicable, publish such a request to each class or category of concerns which are to take such action. The agreement or plan and the requests will be published in the FEDERAL REGISTER and forwarded to the President pro tempore of the Senate and the Speaker of the House of Representatives by the Attorney General in accordance with Public Law 395.

J. A. KRUG,  
Secretary of the Interior

MARCH 18, 1948.

#### APPENDIX A

THE WHITE HOUSE,  
WASHINGTON, December 12, 1947.

#### Memorandum to the Heads of Executive Departments and Establishments

Senate Concurrent Resolution 14 (80th Congress) provided:

"That the Congress recognize the valid claim of the small businessmen of America to equal representation as an entity, with labor, agriculture, and other groups, on those Government commissions, boards, committees, or other agencies in which the interests of the American economy may be affected; and that the President of the United States, the members of the Cabinet, and other officers of the Government be, and hereby are, respectfully urged to accord the small businessmen of America representation on such Government agencies including particularly policy-making bodies created by Executive appointment."

In determining whether a business is a small business for the purpose of this reso-

lution, the appointing agency should consider the relative size and position of the business in relation to the industry, the nature of its area of operation, the size of the group supplying capital and holding ownership and control, and the independence of its management.

As an alternative guiding principle for the appointing agency, a business may be considered a small business if it is a business enterprise, or a group of business enterprises under common ownership or control, which is not dominant in its field and which:

- (a) If a manufacturing enterprise, has 100 employees or less; or
- (b) If a wholesale establishment, has less than \$500,000 annual net sales volume; or
- (c) If a retail, service, hotel, amusement, construction or other enterprise not included under (a) or (b), has annual net sales or receipts of less than \$100,000; or
- (d) If engaged in two or more separate types of businesses, does not exceed the maximum applicable under either (a), (b) or (c) to any of such businesses.

The heads of the Executive Departments and Establishments should bear in mind the will of Congress as shown by this resolution when making appointments to commissions, boards, committees, and other agencies in which the interests of the American economy may be affected.

The appointment of representatives of small business should be made in such a manner as to provide the small businessman an equal opportunity for representation along with labor, agriculture, and other groups on those Government commissions.

HARRY S. TRUMAN

#### APPENDIX B

OFFICE OF THE ATTORNEY GENERAL,  
WASHINGTON, D. C., March 18, 1948.

The Honorable  
The SECRETARY OF THE INTERIOR,  
Washington, D. C.

MY DEAR MR. SECRETARY: I have received the annexed procedures, which you intend to adopt in connection with the operations of the Department of the Interior under Public Law 395 (80th Congress) and Executive Order 9919. In my opinion, such procedures are appropriate under the law and executive order.

The functions of industry advisory committees under these procedures are limited to the furnishing of information and advice and the making of recommendations to your Department on proposed voluntary plans and agreements and related matters at regular committee meetings. Through such advisory committees, industry may assume its share of responsibility under Public Law 395 by recommending voluntary allocation plans and agreements which it believes will accomplish the purposes and objectives of that law, as well as advise and consult with your Department upon such plans and agreements as may be proposed by you. The other Executive Departments exercising functions under Public Law 395 have proceeded in this manner during the course of their consultations with industry representatives and committees.

It should be understood that advisory committees do not have any authority to determine policies for the industry. Neither the committees nor any of their members may compel or coerce any person to enter into a voluntary plan or agreement or compel or coerce any person to comply with any request or order made by the Department of the Interior.

I wish to advise you that the activities of industry advisory committees, in conformity with your procedures and within the limitations contained therein, would not constitute a violation of the federal antitrust laws. However, industry representatives whom you appoint to advisory committees should un-



derstand that their membership on such committees does not create any immunity under the federal antitrust laws for other activities which might be in contravention of those laws.

Sincerely yours,

TOM C. CLARK,  
Attorney General.

[F. R. Doc. 48-2584; Filed, Mar. 23, 1948;  
8:58 a. m.]

## TITLE 50—WILDLIFE

### Chapter I—Fish and Wildlife Service, Department of the Interior

#### Subchapter K—Alaska Wildlife Protection

#### PART 92—ALASKA GAME COMMISSION; GUIDES, POISONS, AND RESIDENT TRAP- PING, HUNTING AND FISHING LICENSES

##### MISCELLANEOUS AMENDMENTS

Regulations of the Alaska Game Commission relating to guides, licenses and poisons as adopted by the Alaska Game Commission on January 28, 1943, February 29, 1944, May 31, 1946, February 26, 1947, and February 22, 1948 (50 CFR, Supps., 12 F. R. 3894) are hereby amended to read as follows:

Sec.

- 92.1 Employment of guides by nonresidents and aliens.
- 92.2 Qualifications for guide licenses and issuance thereof.
- 92.3 Designation and use of poison.
- 92.4 Resident, trapping, hunting, and fishing licenses.

AUTHORITY: §§ 92.1 to 92.4, inclusive, issued under 57 Stat. 306; 48 U. S. C. Sup. 199, Subdivision M.

§ 92.1 *Employment of guides by nonresidents and aliens.* Nonresidents of the Territory or aliens taking big game animals for any purpose, or going afield to photograph large brown or grizzly bears, except nonresident Federal officials engaged in wildlife investigations in Alaska exempted by special permit of the Commission, are required to employ and be accompanied by a guide registered with and licensed by the Commission; but no such guide shall accompany in the field more than one nonresident or alien, except husband and wife and minor child, all of whom are in possession of the required hunting licenses.

No guide may take any big game animal while guiding, except in cases of actual emergency when a bear is attacking or is about to escape after being wounded, it shall be the duty of the guide to take such action as he deems necessary. [Reg. A]

§ 92.2 *Qualifications for guide licenses and issuance thereof.* Only resident citizens who are 21 years of age or more and have resided in the Territory for the 5 years immediately preceding application for registration and a guide license and who are in sound physical condition and have had practical field experience in the handling of firearms, hunting, judging trophies, first aid, field preparation of trophies, and photography and who are familiar with the terrain and transportation problems involved in the district for which application for such license is

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made and who have further successfully passed oral and written examinations prepared by the Commission will be registered and licensed to act as guides for nonresidents and aliens taking game animals for any purpose, or going afield to photograph large brown or grizzly bears.

The Alaska Game Commission will establish guide districts and maintain a register of such persons as are duly qualified and licensed to act as guides in such districts.

Applications for such registration and guide license shall be made to a wildlife agent employed in the guide district in which the applicant resides, on a form issued by the Commission and shall state applicant's citizenship and resident status, age, physical characteristics, permanent address, and district or districts in which he desires to operate, together with full information relative to his qualifications to act as guide, and shall be subscribed and sworn to by the applicant before an officer authorized to administer oaths.

Upon receipt of such application by the wildlife agent, he shall conduct such written and oral examinations and make such investigations as the Commission shall require to determine the qualifications of the applicant to act as a guide.

The wildlife agent who conducts such examinations shall promptly file his report thereof with the executive officer of the Commission, together with his recommendation thereon, which report and recommendation shall be attached to the application and considered and determined at a regular or special meeting of the Commission.

The executive officer of the Commission may, after investigation and satisfying himself of an applicant's qualifications, issue a guide license to him upon payment of the required fee, authorizing him to act as a guide under the terms of the license, subject to approval of the Commission at its next meeting.

If the Commission determines that the applicant does not possess sufficient field experience to qualify him to act as a principal guide but has all other qualifications, an assistant guide license may be issued to him, which shall authorize him to act as assistant to a principal guide.

A registered guide license must bear the signature of the executive officer of the Commission. Each license shall expire on June 30 next succeeding its issuance, shall be revocable at the discretion of the Commission, and shall not be transferable.

Each licensed guide shall submit to the Commission, immediately upon completion of a hunting or photographing trip, a report containing the name and address of the nonresident or alien for whom he acted as guide, period covered by his services, number and species of animals taken, wounded and not secured, numbers and localities of each species of big game animal observed on the trip, and such other information as the Commission may require. [Reg. B]

§ 92.3 *Designation and use of poison.* Pursuant to section 8 of the Alaska Game

Law, the following substances are by the Commission designated poisons: Strychnine, arsenic, phosphorus, antimony, barium, the cyanides, corrosive sublimate, or any derivative or derivatives, compound or compounds thereof, which, by said section 8, are forbidden:

(a) To be used at any time to kill any game or fur animal or bird, except by Fish and Wildlife Service employees under direction of the Commission,

(b) To be put out where any game or fur animal or bird may come in contact with it,

(c) To be sold or given to any hunter or trapper, or

(d) To be possessed by any hunter or trapper.

Any person selling or otherwise disposing of any of the aforesaid poisons is required by said section 8 of the Alaska Game Law to keep a record in a special book showing the name and address of each person purchasing or otherwise procuring said poison, and the kind and amount thereof, such record to be, at all times, open to inspection by any wildlife agent or other officer authorized to enforce the Alaska Game Law and information thereof to be transmitted monthly to the Alaska Game Commission. [Reg. C]

§ 92.4 *Resident trapping, hunting, and fishing licenses.* No resident of the Territory over 16 years of age, except a native-born Indian or Eskimo, shall take game animals, fur animals, birds, or game fishes in the Territory without first having obtained a resident hunting license for game animals or birds, a trapping license for fur animals, or a fishing license for game fishes, but a person who is the holder of such trapping license shall be entitled to the privilege of hunting game animals or birds or taking game fishes, and a person who is the holder of a resident hunting license shall be entitled to the privilege of taking game fishes during the respective open seasons. [Reg. D]

The above enumerated regulations were adopted at a meeting of the Alaska Game Commission held for that purpose, at which all of the members were present, in the city of Ketchikan, Alaska, on the 16th day of February 1948.

In testimony whereof, we have set our hands and have caused the official seal of the said Commission to be affixed in the city of Ketchikan, Alaska, this 22d day of February 1948.

[SEAL] EARL N. OHMER,  
Comm.,  
1st Judicial Div., and Chairman.  
GARNET MARTIN,  
Comm.,  
2d Judicial Division.  
ANDREW A. SIBONS,  
Comm.,  
3d Judicial Division.  
FORBES L. BAKER,  
Comm.,  
4th Judicial Division.  
FRANK W. HYNES,  
Executive Officer.

[F. R. Doc. 48-2578; Filed, Mar. 23, 1948;  
8:58 a. m.]

# PROPOSED RULE MAKING

## TREASURY DEPARTMENT

### Bureau of Internal Revenue

#### [26 CFR, Part 189]

#### BOTTLING OF TAX-PAID DISTILLED SPIRITS; MISCELLANEOUS EXCISE TAXES

#### NOTICE OF PROPOSED RULE MAKING

A notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury. Prior to the final adoption of such regulations, consideration will be given to any data, views or arguments pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Washington 25, D. C., within the period of 30 days from the date of this notice in the FEDERAL REGISTER. The proposed regulations are to be issued under the authority of sections 2803, 2857, 2871 and 3176 of the Internal Revenue Code (26 U. S. C. 2803, 2857, 2871 and 3176).

[SEAL] GEO. J. SCHOENEMAN,  
Commissioner of Internal Revenue.

1. The purpose of the proposed regulation is to provide the Commissioner with a copy of Form 52D, "Monthly Record and Report of Tax-Paid Bottling House Operations," as a necessary aid in the control of operations of tax-paid bottling houses and to make available required statistical information. The proprietor of a tax-paid bottling house is required by regulations to render to the district supervisor only one copy of his monthly report of operations, whereas proprietors of distilleries, warehouses, rectifying plants, breweries and wineries are required, by regulations, to submit two copies of the monthly operating report, one for the district supervisor and one for the Commissioner.

2. Regulations 11, "Bottling of Tax-Paid Distilled Spirits," approved May 20, 1940 (26 CFR, Part 189) are hereby amended as follows:

a. Section 189.131 is amended to read as follows:

#### PROPRIETOR'S RECORDS AND REPORTS

§ 189.131 *Record, Form 52D.* Every proprietor of a tax-paid bottling house shall keep a record and render a monthly report, in duplicate, on Form 52D, "Monthly Record and Report of Tax-Paid Bottling House Operations," of all distilled spirits received, dumped for bottling, bottled, and disposed of at his bottling house. (Secs. 2803, 2871, 3176, I. R. C.)

b. Section 189.135 is amended to read as follows:

§ 189.135 *Reports.* Except as otherwise provided herein the proprietor shall file, daily, full and complete transcripts, in duplicate, of Form 52D (Part 3) on Form 52D (Part 3) and full and complete transcripts of Record 52 on Forms

52A and 52B (one copy of each) with the district supervisor, by delivering or mailing them to such officer on the date the transactions entered therein occurred: *Provided*, That in any case in which the district supervisor shall direct, the transcripts shall be so filed with the investigator in charge instead of with the district supervisor. The transcripts shall bear the following certification signed by the person or officer authorized to execute Form 338 or 52D:

I hereby certify that these transcripts, consisting of ---- pages disclose all the transactions which occurred during the period covered thereby, and that each entry is correct.

If in any case the district supervisor shall so authorize, the transcripts, in lieu of being filed daily, may be filed with him on or before the 10th day of the month succeeding the month in which the transactions occurred. In such event, transactions will be entered on Form 52D and Record 52 in accordance with the provisions of § 189.133. A full and complete transcript, in duplicate, of Form 52D (except Part 3 where such part is filed daily) shall be prepared and forwarded to the district supervisor on or before the 10th day of the month succeeding the month in which the transactions occurred. Where Record 52 is kept, a monthly summary report on Form 338 shall be prepared in duplicate, one copy of which will be retained on file and the original forwarded to the district supervisor on or before the 10th day of the month succeeding the month in which the transactions occurred. Records kept on Form 52D and Record 52 shall be preserved for a period of four years, and during such period shall be available during business hours for inspection and the taking of abstracts by the Commissioner or any internal revenue officer. (Secs. 2803, 2857, 2871, 3176, I. R. C.)

3. This Treasury decision shall be effective on the 31st day after the date of its publication in the FEDERAL REGISTER. [F. R. Doc. 49-2625; Filed, Mar. 23, 1948; 8:49 a. m.]

#### [26 CFR, Part 194]

#### WHOLESALE AND RETAIL DEALERS IN LIQUORS; MISCELLANEOUS EXCISE TAXES

#### NOTICE OF PROPOSED RULE MAKING

A notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury. Prior to the final adoption of such regulations, consideration will be given to any data, views or arguments pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Washington 25, D. C., within the period of 30 days from the date of this notice in the FEDERAL REGIS-

TER. The proposed regulations are to be issued under the authority of sections 2857, 2858, 3176, 3250 (a), 3254, 3270, 3271 and 3272 of the Internal Revenue Code (26 U. S. C. 2857, 2858, 3176, 3250 (a), 3254, 3270, 3271 and 3272).

[SEAL] GEO. J. SCHOENEMAN,  
Commissioner of Internal Revenue.

1. The purposes of the proposed regulations are as follows:

a. Prescribes Form 52-F, "Wholesale Liquor Dealer's Monthly Record and Report of Purchases and Sales of Warehouse Receipts for Distilled Spirits," for keeping a record and submitting to the District Supervisor a monthly report of all purchases and sales of warehouse receipts for distilled spirits, in lieu of Record 52, "Wholesale Liquor Dealer's Record," and monthly transcripts, Forms 52-A and 52-B, "Wholesale Liquor Dealer's Monthly Report," and Form 338, "Wholesale Liquor Dealer's Monthly Report (Summary of Forms 52-A and 52-B)" now prescribed by Treasury Decision 5571, approved July 8, 1947. Record 52, and Forms 52-A, 52-B, and 338 will, after the effective date of the proposed regulations, be used by wholesale dealers in liquors solely for recording and reporting the physical receipt and removal of distilled spirits.

Part 1 of Form 52-F concerns the purchases of warehouse receipts and requires the reporting of (a) the date of purchase, (b) from whom purchased (name and address), (c) by whom the spirits were distilled, rectified or bottled (name, registry number and State or country) (d) kinds of distilled spirits, (e) packages (number and proof gallons) (f) cases (number and wine gallons) and (g) inclusive serial numbers of packages or cases.

Part 2 of Form 52-F concerns sales of warehouse receipts and requires the reporting of (a) date sold, (b) to whom sold (name and address) (c) by whom the spirits were distilled, rectified or bottled (name, registry number and State or country), (d) kind of distilled spirits, (e) packages (number and proof gallons), (f) cases (number and wine gallons) and (g) inclusive serial numbers of packages or cases.

A specimen copy of the draft of Form 52-F is on file in the office of the Deputy Commissioner, Alcohol Tax Unit, Washington, D. C., and in the office of each District Supervisor, Alcohol Tax Unit. Specimen copies of Form 52-F, when printed, may be obtained from the District Supervisor. A supply may be purchased from commercial printers, who may likewise procure specimen copies from the District Supervisor.

b. Exempts the wholesale liquor dealer from entering on Record 52 the serial numbers of cases received (in addition to the serial numbers of cases removed from the premises, exempted by the present regulations), and from reporting on Form 52-F the serial numbers of packages and cases represented by warehouse receipts purchased and the serial numbers of packages represented by

warehouse receipts sold (in addition to the serial numbers of cases represented by warehouse receipts sold, exempted by the present regulations) *Provided*, The wholesale dealer in liquors maintains a separate record of such information available for inspection by internal revenue officers. The present regulations exempt the wholesale dealer in liquors from entering on Record 52 the serial numbers of cases removed from the premises or sold by warehouse receipts.

c. Provides that in lieu of the name and address of the person from whom the spirits were received, or to whom they were sent, there will be shown the name and address and the registry number and State, or permit number, of the consignor, or consignee, as the case may be, for the first shipment, or receipt, respectively; and for other shipments or receipts during such month there need be shown only the registry number and State, or permit number, of each such consignor, or consignee. The wholesale dealer in liquors will continue to report the name and address on every shipment to or from retail dealers in liquors. (Receipts from such retail dealers in liquors are subject to the restrictions in section 5 of the Federal Alcohol Administration Act (27 U. S. C. 205))

d. Exempts the wholesale dealer in liquors from entering on Record 52 the name of the distiller, rectifier or bottler of the distilled spirits received or sent, provided he maintains a separate record of such names available for inspection by internal revenue officers, but the registry number or permit number and the State or country must be reported on Record 52.

2. Regulations 20, "Wholesale and Retail Dealers in Liquors," approved June 6, 1940 (26 CFR, Part 194) are hereby amended as follows:

a. Paragraph (a) of § 194.27 is amended to read as follows:

**SPECIAL TAXES**

§ 194.27 *Warehouse receipts covering spirits.* (a) Since the sale of warehouse receipts for distilled spirits is equivalent to the sale of distilled spirits, every person who sells, or offers for sale, warehouse receipts for distilled spirits held in registered or fruit distilleries or stored in internal revenue bonded warehouses, customs bonded warehouses, or elsewhere, incurs liability to special tax as a dealer in liquors at the place where such warehouse receipts are sold, or offered for sale, and must file return and pay occupational tax as provided in § 194.40, unless exempted by the provisions of §§ 194.66, 194.67, 194.68, 194.69, 194.70, and 194.73.

(Secs. 3176, 3250 (a), 3254, 3270, 3271, 3272, I. R. C.)

b. Paragraphs (a) and (b) of § 194.75 are amended to read as follows:

**MAINTENANCE OF RECORDS AND POSTING OF SIGNS**

§ 194.75 *Records to be kept by wholesale liquor dealers.* (a) Except as provided in paragraph (e) of this section, every wholesale dealer in liquors who

sells distilled spirits shall keep Record 52, "Wholesale Liquor Dealer's Record," and render monthly transcripts, Forms 52-A and 52-B, "Wholesale Liquor Dealer's Monthly Report," and Form 338, "Wholesale Liquor Dealer's Monthly Report (Summary of Forms 52-A and 52-B)" of the physical receipt and disposition of distilled spirits by him. Daily entries shall be made on Record 52 of all distilled spirits received and disposed of, as indicated by the headings of the columns and lines of the form and the instructions printed thereon or issued in respect thereto, and as required by the regulations in this part, not later than the close of business of the day on which the transactions occur: *Provided*, That where the wholesale dealer in liquors keeps a separate record, such as invoices, of the removal of distilled spirits, showing the removal data required to be entered on Record 52, daily entries of the removal of distilled spirits may be made on Record 52 not later than the close of business of the following business day, provided such separate record is approved by the district supervisor.

(b) Except as provided in paragraph (e) of this section, every wholesale dealer in liquors who sells, or offers for sale, distilled spirits by warehouse receipts, shall keep a separate record, and render a monthly transcript, of all purchases and sales of warehouse receipts, on Form 52-F "Wholesale Liquor Dealer's Monthly Record and Report of Purchases and Sales of Warehouse Receipts for Distilled Spirits." There need not be reported on Form 52-F transactions in warehouse receipts not involving the sale of distilled spirits, such as the receipt from a warehouseman of warehouse receipts covering the deposit or bottling of the spirits in his warehouse or the surrender of warehouse receipts for the bottling of the spirits in bond or their transfer in bond to another warehouse. Entries on Form 52-F shall be made as indicated by the headings of the columns and lines of the form and the instructions printed thereon or issued in respect thereto, and as required by the regulations in this part. The provisions of paragraph (a) of this section with respect to the time of making entries, and of § 194.81 with respect to forms to be provided by users, are hereby made applicable to Form 52-F. The monthly transcript on Form 52-F shall be forwarded to the district supervisor on or before the tenth day of the succeeding month.

(Secs. 2857, 2858, 3176, 3254, I. R. C.)

c. A new paragraph is added to § 194.75 as follows:

(e) The proprietor of an industrial alcohol plant or industrial alcohol bonded warehouse shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 3, "Industrial Alcohol," (26 CFR, Part 182). The proprietor of a registered distillery shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 4, "Production of Distilled Spirits," (26 CFR, Part 183). The proprietor of a fruit distil-

lery shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 5, "Production of Brandy," (26 CFR, Part 184). The proprietor of an internal revenue bonded warehouse shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 10, "Warehousing of Distilled Spirits," (26 CFR, Part 185). The proprietor of a tax-paid bottling house shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 11, "Bottling of Tax-paid Distilled Spirits," (26 CFR, Part 189). The proprietor of a rectifying plant shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 15, "Rectification of Spirits and Wines," (26 CFR, Part 190). An importer shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 21, "Importation of Distilled Spirits and Wines," (26 CFR, Part 191). Any person bringing distilled spirits into the United States from Puerto Rico or the Virgin Islands shall keep records in his capacity as a wholesale dealer in liquors in accordance with Regulations 24, "Liquors and Articles from Puerto Rico and the Virgin Islands," (26 CFR, Part 180). (Secs. 2857, 2858, 3176, 3254, I. R. C.)

d. Section 194.76 is amended to read as follows:

§ 194.76 *Separate records.* (a) Where more than one shipment of distilled spirits is received from the same consignor during any month, there will be entered on Record 52 for the first shipment received, the name and address of such consignor, followed by the registry number (preceded by appropriate identifying symbols) and the State of the consignor's plant or warehouse (for example, IRBW-4-Ky.) or, in the case of shipments received from wholesale liquor dealers or importers, the permit number of the consignor (for example, 3-P-1250). For the remaining shipments received from such consignor during the month, there may be entered in the column designated "Name" such registry number or permit number, as the case may be, and the name and address of the consignor may be omitted. Likewise, where more than one shipment of distilled spirits is sent to the same consignee during any month, there will be entered on Record 52 for the first shipment made the name and address of such consignee followed by the registry number or permit number of the consignee. For the remaining shipments made to such consignee during the month, there may be entered in the column designated "Name" such registry number or permit number, as the case may be, and the name and address of the consignee may be omitted. Where the consignor or consignee is a retail dealer in liquors, the name and address must be entered on Record 52 for each shipment received or sent.

(b) The name of the person by whom the distilled spirits were distilled, rectified or bottled, need not be entered on Record 52 provided the proprietor keeps

## DEPARTMENT OF THE INTERIOR

## Bureau of Indian Affairs

## [25 CFR, Part 130]

FLATHEAD INDIAN IRRIGATION PROJECT,  
MONTANA

## OPERATION AND MAINTENANCE CHARGES

MARCH 12, 1948.

Pursuant to section 4 (a) of the Administrative Procedure Act of June 11, 1946 (Pub. Law 404—79th Cong., 60 Stat. 238) and authority contained in acts of Congress approved August 1, 1914; May 18, 1916; and March 7, 1928 (38 Stat. 583, 25 U. S. C. 385; 39 Stat. 1942; and 45 Stat. 210, 25 U. S. C. 387) and by virtue of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs September 14, 1946 (11 F. R. 10279) and by virtue of authority delegated by the Commissioner of Indian Affairs to the District Director September 11, 1946, notice is hereby given of intention to modify §§ 130.15 to 130.22, inclusive, of Title 25, Code of Federal Regulations, dealing with irrigable lands of the Flathead Indian irrigation project not subject to the jurisdiction of the several irrigation districts, as follows:

- Sec.  
130.15 General.  
130.16 Charge, Jocko Division.  
130.17 Charges, Mission Valley and Camas Division.  
130.18 Lands with Secretarial private water rights.  
130.19 Maximum and minimum charge.  
130.20 Payment.  
130.21 State-owned land.  
130.22 Apportionment of water.

Charges applicable to all irrigable lands in the Flathead irrigation project but which are not included in the Irrigation District Organization.

§ 130.15 *General*. In compliance with the provisions of the Acts of August 1, 1914 (38 Stat. 142) and March 7, 1928 (45 Stat. 210, 25 U. S. C. 387) the annual charges for the operation and maintenance of the subdivisions of the Flathead Indian Irrigation Project, Montana, which are not included under any of the irrigation districts, are hereby fixed and are payable as provided in §§ 130.16 to 130.22, inclusive, (as amended May 1, 1947)

§ 130.16 *Charge, Jocko Division*. An annual minimum charge of \$1.94 per acre shall be made against all assessable irrigable lands not included in the Irrigation District within the Jocko Division to which water can be delivered, regardless of whether the water is used.

The minimum charge when paid shall be credited on the delivery of water at the following per acre-foot rates:

(a) For lands receiving water from the Lower Jocko and Revas Creek laterals, water will be delivered in amounts equal to one acre-foot per acre for the entire irrigable area of the farm unit, allotment, or tract, at the rate of one dollar (\$1) per acre-foot, and additional water will be delivered at the rate of fifty cents (50¢) per acre-foot.

(b) For irrigable lands in the Upper Jocko area receiving water from Finley,

East Finley, Agency, and Big Knife Creeks, water will be delivered at the rate of seventy-five cents (75¢) per acre-foot at any time during the irrigation season.

(c) For irrigable lands in the Upper Jocko area receiving water from the Jocko River through the Jocko K lateral system, at the rate of fifty cents (50¢) per acre-foot at any time during the irrigation season.

§ 130.17 *Charges, Mission Valley and Camas Divisions*. A minimum charge of \$2.00 per acre shall be made against all assessable irrigable land not included in the District Organizations within these two divisions to which water can be delivered, regardless of whether water is used.

This charge shall entitle the farm unit, allotment or tract of land to receive one and one-half acre-feet of water per assessable irrigable acre or, in case of shortage, the proportionate share of the available supply.

For water delivered in excess of one and one-half acre-feet per assessable irrigable acre there shall be an additional charge of one dollar (\$1.00) per acre-foot.

§ 130.18 *Lands with Secretarial private water rights*. For all areas recognized by the Secretary of the Interior as entitled to so-called private water rights where the water is regulated by the Flathead irrigation project and delivered through any part of the Flathead irrigation project system, a charge equal to fifty percent of the annual operation and maintenance charge for project lands not having such private water rights in the same general area shall be made for water delivered up to two acre-feet per acre or such quantity of water allowed for each acre under the Secretary's private water right findings.

Upon filing a written application on the approved form by the owner of land with a secretarial private water right for a pro rata per acre share of the available water, natural flow and project stored supply, which application shall be a recognition that his land has relative water requirements as the soils of similar character of project lands, then there shall be delivered each irrigation season thereafter to his lands, the pro rata per acre share of the available water for which shall be paid the annual per acre charge fixed in §§ 130.16 and 130.17. The lands covered by any application filed pursuant to this section shall be treated from the date of the application as a part of the Flathead Indian irrigation project and subject to all the terms and conditions of applicable law and regulations.

§ 130.19 *Maximum and minimum charge*. The maximum assessment for water delivered to any farm unit, allotment or tract shall not exceed three dollars (\$3.00) per acre for the entire irrigable area, and no assessment for water delivered shall be less than five dollars (\$5.00) for the season.

§ 130.20 *Payment*. The assessments herein fixed shall become due on April 1 of each year and are payable on or before that date.

at his place of business a separate record of such information, available for inspection by internal revenue officers. The registry number or permit number must be entered in column 5 and the State or country in column 6.

(c) Serial numbers of cases of distilled spirits received, or disposed of, need not be entered on Record 52, and the serial numbers of packages and cases purchased or sold by warehouse receipts need not be entered on Form 52-F. *Provided*, That the wholesale dealer in liquors keeps at his place of business a separate record, showing such serial numbers, with necessary identifying data, including the date of the physical receipt or disposition of distilled spirits and the name and address of the person from whom received or to whom sent, and the date of purchase or sale of warehouse receipts and the name and address of the purchaser or seller, as the case may be: *And provided further* That the keeping of such record is approved by the district supervisor.

(d) The separate records prescribed by paragraphs (b) and (c) of this section may be kept in book form (including loose-leaf books) or may consist of commercial papers, such as invoices or bills. Such books, invoices, and bills shall be preserved for a period of four years and in such manner that the required information may be readily ascertained therefrom, and, during such period, shall be available during business hours for inspection and the taking of abstracts therefrom by internal revenue officers. If a record in book form is kept, entry shall be made on such separate record not later than the close of business of the day on which the transactions occur. The dealer shall note on Record 52, and on Form 52-F in the column for reporting serial numbers, "Serial numbers shown on commercial record per authority, dated \_\_\_\_\_" (Secs. 2857, 2858, 3176, 3254, I. R. C.)

e. Paragraph (a) of § 194.78 is amended to read as follows:

§ 194.78 *Place where Record 52 shall be kept*. (a) Except as provided in paragraph (b) of this section, the wholesale dealer in liquors shall keep Record 52 at the place of business covered by his wholesale liquor dealer special tax stamp, if spirits are received and sent out from such premises.

(Secs. 2857, 2858, 3176, 3254, I. R. C.)

f. The following new section is added:

§ 194.78a *Place where Form 52-f shall be kept*. Every wholesale dealer in liquors shall keep Form 52-F at the place of business where warehouse receipts are sold or offered for sale. (Secs. 2857, 2858, 3176, 3254, I. R. C.)

g. Treasury Decision 5571, approved June 8, 1947, is revoked as of the effective date of this Treasury decision.

h. This Treasury decision shall be effective on the 31st day after the date of its publication in the FEDERAL REGISTER.

[F. R. Doc. 48-2585; Filed, Mar. 23, 1948; 8:50 a. m.]

No delivery of water shall be made to land in non-Indian ownership until the assessments have been paid in full. Assessments against land in non-Indian ownership remaining unpaid on and after July 1, following the due date, shall be subject to a penalty of one-half of one per cent ( $\frac{1}{2}$  of 1 percent) per month, or fraction thereof, from the due date, until paid. No water shall be delivered to lands leased to non-Indians until the lessee has fully complied with the lease contract relative to the payment of operation and maintenance assessments.

Indian water users who are financially unable to pay assessments on the due date may be furnished water provided the Superintendent of the reservation certifies to the Project Engineer that such Indian is financially unable to pay the assessment, or that the payment has been made or that it will be made. Under such conditions where the Indian water user is financially unable to pay the assessment the same shall be entered on the accounts as a lien against the land, without penalty.

§ 130.21 *State-owned land.* In the case of lands belonging to the State of Montana, where water service is requested by lessees, delivery will be made upon payment in advance by the lessee of the same minimum charge and at the same rates, and under the same regulations, as are in force for other lands in the same general area that are not included in the irrigation districts.

§ 130.22 *Apportionment of water.* If at any time during the irrigation season when it shall appear, in the judgment of the Project Engineer, that there shall not be sufficient water available to deliver the amount specified under the minimum assessments provided for in § 130.16 to 130.19, inclusive, to the entire assessable irrigable area for which application for delivery of water has been made and approved, then the Project Engineer shall reduce such amounts to the extent that there shall, in his judgment, be sufficient water available to make proportionate delivery to each farm unit, allotment, or tract, and when any farm unit, allotment, or tract shall have had delivered to it the amount so fixed, it shall not be entitled to further delivery of water except when it shall appear that there is a surplus of water available. *Provided,* That, for those tracts located in the Mission Valley and Camas Divisions of the Flathead Irrigation Project only, after an agreement has been reached between a landowner and the Project Engineer as to duty of water on individual tracts where the landowner claims excess requirements on account of porous or gravelly soils, the Project Engineer may, pending further order, increase the quantity of water to be delivered under the minimum assessment to such porous or gravelly tract, provided it shall not exceed four (4) acre-feet of water per acre per season for the assessable irrigable area of the farm unit, allotment or tract.

The foregoing proposed changes are to become effective for the irrigation season 1948 and continue in effect thereafter until further notice.

Interested persons are hereby given opportunity to participate in preparing the proposed amendments by submitting their views and data or argument in writing to Paul L. Fickinger, Regional Director, U. S. Indian Service, 804 North 29th Street, Billings, Montana, within 30 days from the date of the publication of this notice of intention in the daily issue of the FEDERAL REGISTER.

PAUL L. FICKINGER,  
Regional Director  
Region No. 2.

[F. R. Doc. 48-2538; Filed, Mar. 23, 1948; 8:53 a. m.]

## DEPARTMENT OF AGRICULTURE

### Production and Marketing Administration

#### [7 CFR, Part 51]

#### UNITED STATES STANDARDS FOR CAULIFLOWER

##### NOTICE OF PROPOSED RULE MAKING

Notice is given that the United States Department of Agriculture is considering the issuance, as hereinafter proposed, of the United States Standards for Cauliflower, pursuant to the authority contained in the Department of Agriculture Appropriation Act for 1948 (Pub. Law 266, 80th Cong., 1st Sess., approved July 30, 1947). These standards will supersede the United States Standards for Cauliflower that have been in effect since August 7, 1939. The proposed standards are as follows:

§ 51.171 *Cauliflower*—(a) *Grades.* (1) U. S. No. 1 shall consist of compact heads of cauliflower which are not discolored, or over-mature, which are free from soft or wet decay and from damage caused by wilting, fuzziness, riceyness, enlarged bracts, bruises, hollow stems, dirt or other foreign matter, diseases, insects, or mechanical or other means. Jacket leaves shall be fresh, green, well trimmed unless specified as full jacket leaves, and free from serious damage by any cause. Unless otherwise specified the minimum size shall be 4 inches in diameter.

(i) In order to allow for variations, other than size, incident to proper grading and handling, not more than a total of 10 percent, by count, of the heads in any container may fail to meet the requirements of this grade but not more than one-tenth of this amount, or 1 percent, may be affected by soft rot or wet decay affecting the curd. In addition not more than 5 percent, by count, of the heads in any container may be smaller than the specified minimum size.

(b) *Unclassified.* Unclassified shall consist of cauliflower which has not been classified in accordance with the foregoing grade. The term "unclassified" is not a grade within the meaning of these standards but is provided as a designation to show that no definite grade has been applied to the lot.

(c) *Application of tolerance to individual containers.* The contents of individual containers in the lot, based on sample inspection, are subject to the following limitations, provided the aver-

ages for the entire lot are within the tolerances specified:

(1) When a tolerance is 10 percent or more, individual containers in any lot shall have not more than one and one-half times the tolerance specified, except that when the package contains 15 specimens or less, individual containers may contain not more than double the tolerance specified.

(2) When a tolerance is less than 10 percent, individual containers in any lot shall have not more than double the tolerance specified, except that at least one defective and two off-sized specimens may be permitted in any container.

(d) *Definitions.* (1) "Compact" means that the flower clusters are closely united and the head feels solid.

(2) "Discolored" means that the head is some abnormal color.

(3) "Over-mature" means a stage of growth which is beyond that of a compact, properly developed head. An over-mature head usually is loose or open and ordinarily is turning yellow.

(4) "Damage" means any injury or defect which materially affects the appearance, or edible or shipping quality of the head. Any one of the following defects shall be considered as damage:

(i) Fuzziness which gives the head a distinctly fuzzy appearance on more than one-half of the head.

(ii) Riceyness, when the appearance of the head is materially injured by a very abnormal rough or granular surface on the curd.

(iii) Enlarged bracts, when the appearance of the head is materially injured by leaves (bracts) growing up through and extending above the curd.

(iv) Mold which causes the flesh of the curd to disintegrate or which exceeds  $\frac{3}{8}$  inch in diameter in the aggregate, or any single spot which exceeds  $\frac{1}{8}$  inch in diameter.

(5) "Well trimmed" means that the jacket leaves shall be limited to the number and length necessary to protect the head. No jacket leaves are required on heads which are individually wrapped, or packed with cushions, partitions or other means which protect the head from bruising.

(6) "Serious damage" means any injury to the jacket leaves which seriously affects the appearance of the head.

(7) "Diameter" means the average diameter of the head exclusive of the jacket leaves.

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed standards shall file the same in quadruplicate with the Hearing Clerk, Room 1844, South Building, United States Department of Agriculture, Washington, D. C., not later than 5:30 p. m., e. s. t., on the 20th day after the publication of this notice in the FEDERAL REGISTER.

Done at Washington, D. C., this 19th day of March 1948.

[SEAL] S. R. NEWELL,  
Acting Assistant Administrator,  
Production and Marketing  
Administration.

[F. R. Doc. 48-2523; Filed, Mar. 23, 1948; 8:43 a. m.]



## PROPOSED RULE MAKING

## [7 CFR, Part 971]

DAYTON-SPRINGFIELD, OHIO, MILK  
MARKETING AREA

NOTICE OF PROPOSED RULE MAKING; CONSIDERATION OF SUSPENSION OF CERTAIN PRICING PROVISIONS OF THE ORDER, AS AMENDED, REGULATING THE HANDLING OF MILK IN THE DAYTON-SPRINGFIELD, OHIO, MILK MARKETING AREA

Notice is given that pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) consideration is being given to the suspension, for the month of April, 1948, of the word "April" from the tables appearing in § 971.5 (b) (1) and (c) (1) of Order No. 71, as amended, regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area, so that the amounts to be added to the basic formula price in the computation of Class I and Class II milk prices for the month of April will be the same as those to be added for the preceding month.

In accordance with the Administrative Procedure Act (Public Law 404, 79th Cong., 60 Stat. 237) all persons who desire to submit written data, views, or argument with respect to the necessity for the action under consideration, will be given an opportunity to do so by filing them with the Hearing Clerk, Room 1844, South Building, United States Department of Agriculture, Washington 25, D. C., to be received not later than March 26, 1948.

Issued at Washington, D. C., this 22d day of March 1948.

N. E. DODD,  
*Acting Secretary of Agriculture.*

[F. R. Doc. 48-2681; Filed, Mar. 23, 1948;  
8:59 a. m.]

## Bureau of Animal Industry

## [9 CFR, Part 131]

ANTI-HOG-CHOLERA SERUM AND HOG-  
CHOLERA VIRUS

GENERAL NOTICE OF PROPOSED RULE MAKING WITH RESPECT TO APPROVAL OF BUDGET AND FIXING OF RATE OF ASSESSMENT FOR CALENDAR YEAR 1948

Consideration is being given to the approval of a budget of expenses of the Control Agency established under the marketing agreement and the marketing order (9 CFR 131.1 et seq., 12 F. R. 5385) regulating the handling of anti-hog-cholera serum and hog-cholera virus, and the fixing of the rate of assessment to be paid by handlers, for the calendar year 1948, as follows: (1) The expenses which will necessarily be incurred by the Control Agency, established pursuant to the provisions of the marketing agreement and of the marketing order, for the maintenance and functioning of said Control Agency during the calendar year 1948, will amount to \$33,675, from which shall be deducted the unexpended balance of \$7,332.90 on hand with said Control Agency on January 1, 1948, from assessments collected during the calendar year 1947, leaving a balance of \$26,342.10 to be collected during the calendar year 1948, and (2) of the amount of \$26,342.10 to be collected during the calendar year 1948, the sum of \$25,542.10 shall be assessed against handlers who are manufacturers, and \$800 shall be assessed against handlers who, as distributors, market their

products principally through veterinarians or other channels.

The pro rata share of the expenses of the Control Agency to be paid for the calendar year 1948 by each handler who is a manufacturer shall be \$15.85 per million cubic centimeters (determined by the nearest whole number) of hyperimmune blood collected by such handler during the calendar year 1947; and the pro rata share of such expenses to be paid for the calendar year 1948 by each handler who, as a distributor, markets his products principally through veterinarians or other channels shall be \$2.15 per million cubic centimeters (determined by the nearest whole number) of serum sold by such handler. Such assessments shall be paid by each respective handler in accordance with the provisions of the marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid considerations shall file the same with the Hearing Clerk, Room 1844, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 10th day after the publication of this notice in the FEDERAL REGISTER. All documents should be filed in quadruplicate.

(49 Stat. 781, 7 U. S. C. 851 et seq.)

Issued this 19th day of March 1948.

[SEAL] CLINTON P. ANDERSON,  
*Secretary of Agriculture.*

[F. R. Doc. 48-2580; Filed, Mar. 23, 1948;  
8:50 a. m.]

## NOTICES

## DEPARTMENT OF THE TREASURY

## United States Coast Guard

[CGFR 47-38]

APPROVAL AND TERMINATION OF APPROVAL  
OF EQUIPMENT

## CORRECTION OF PRIOR DOCUMENT

By virtue of the authority vested in me by R. S. 4405 and 4491, as amended (46 U. S. C. 375, 489) and section 101 of Reorganization Plan No. 3 of 1946 (11 F. R. 7875), the following corrections shall be made in Coast Guard document CGFR 47-38, Federal Register Document 47-7118, filed July 30, 1947, and published in the FEDERAL REGISTER dated July 31, 1947, 12 F. R. 5185 et seq..

1. Under the heading "Lifeboats," 12 F. R. 5211, the Approval No. 160.035/115/0 should be canceled and the following substituted in its stead:

Approval No. 160.035/115/0, 26.0' x 7.67' x 3.42', wood, oar-propelled lifeboat, 40-person capacity, identified by Dwg. Job No. 2160, dated 19 January 1938, manufactured by Inter-Island Steam Navigation Company, Ltd., Honolulu, T. H.

2. Under the heading "Safety Valves," 12 F. R. 5216, 5217, in Approval No. 162.001/40/0, the size 1" should be deleted, and in Approval No. 162.001/52/0, the size 1" should be deleted, because the Marine Engineering Regulations in 46 CFR, Parts 50 to 57, inclusive (Subchapter F) prescribe the diameter limitation of 1½" minimum for safety valves for power boilers.

Dated: March 18, 1948.

[SEAL] J. F. FARLEY,  
*Admiral, U. S. Coast Guard,  
Commandant.*

[F. R. Doc. 48-2597; Filed, Mar. 23, 1948;  
8:51 a. m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 1705 et al.]

## AIR FREIGHT RATE INVESTIGATION

## NOTICE OF ORAL ARGUMENT

In the matter of the investigation of the rates and charges for the transportation of freight by air established, demanded, and charged by certificated and noncertificated air carriers.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 1002 and 1004 (a) of said act, that oral argument in the above-indicated proceeding is assigned to be heard April 6, 1948, at 10:00 a. m. (eastern standard time) in Room 5042, Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C., before the Board.

Dated at Washington, D. C., March 18, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
*Secretary.*

[F. R. Doc. 48-2622; Filed, Mar. 23, 1948;  
8:48 a. m.]

[Docket No. 2796]

## TWA-HUGHES TOOL CO. INVESTIGATION

## NOTICE OF ORAL ARGUMENT

In the matter of transactions between the Hughes Tool Company and Transcontinental & Western Air, Inc., and related matters.



Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 408 and 1001 of said act, that oral argument in the above-entitled matter is assigned to be held on April 1, 1948, 10 a. m. (eastern standard time) in Room 5042, Commerce Building, 14th St. and Constitution Ave. NW., Washington, D. C., before the Board. Public hearing in the above-entitled matter was held on September 10 and 11, 1947, before an examiner of the Board, and the report of the examiner and exceptions thereto have been filed and served on all parties to the proceeding.

Dated at Washington, D. C., March 18, 1948.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 48-2590; Filed, Mar. 23, 1948;  
8:50 a. m.]

## FEDERAL POWER COMMISSION

[Docket No. E-6127]

NORTHWESTERN PUBLIC SERVICE CO.

NOTICE OF APPLICATION

MARCH 18, 1948.

Notice is hereby given that on March 17, 1948, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Northwestern Public Service Company, a corporation organized under the laws of the State of Delaware and doing business in the States of Nebraska and South Dakota with its principal business office at Huron, South Dakota, seeking an order authorizing the issuance of short-term promissory notes in the aggregate amount of \$600,000 pursuant to the terms of a Credit Agreement, to be dated March — 1948. The proposed promissory notes will be in addition to the short-term notes now outstanding in the aggregate amount of \$600,000 and will be issued to the First National Bank of Minneapolis in the principal amount of \$150,000, to the Northwestern National Bank of Minneapolis in the principal amount of \$150,000 and to The Chase National Bank of the City of New York in the principal amount of \$300,000. The interest rate on the promissory notes will be 2¼% per annum. It is proposed to issue the promissory notes on or about April 16, 1948. Each promissory note will be dated as of the date of issuance and delivery thereof and will mature on September 16, 1948; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard, or to make any protest with reference to said application should, on or before the 6th day of April 1948, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2577; Filed, Mar. 23, 1948;  
8:50 a. m.]

[Docket No. G-595]

REYNOSA PIPE LINE CO.

MARCH 19, 1948.

NOTICE OF ORDER ALLOWING EXPORT RATE  
SCHEDULE TO TAKE EFFECT

Notice is hereby given that on March 18, 1948, the Federal Power Commission issued its order entered March 16, 1948, in the above-designated matter, allowing export rate schedule to take effect as of July 1, 1947.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2594; Filed, Mar. 23, 1948;  
8:51 a. m.]

[Docket No. G-1020]

KENTUCKY WEST VIRGINIA GAS CO.

ORDER SUSPENDING RATE SCHEDULES

It appearing to the Commission that:

(a) Kentucky West Virginia Gas Company (Kentucky Company) has on file rate schedules for the sale of natural gas for resale to Pittsburgh and West Virginia Gas Company (Pittsburgh Company) and Louisville Gas and Electric Company (Louisville Company) designated in the files of the Commission as Kentucky West Virginia Gas Company Rate Schedules FPC Nos. 3 and 4; respectively, which schedules are the subject of the rate investigations in Docket Nos. G-627 and G-635, now pending before the Commission for decision.

(b) On February 20, 1948, Kentucky Company filed agreements dated February 7, 1948 with Pittsburgh Company and Louisville Company, designated by the Commission as Kentucky West Virginia Gas Company Rate Schedules FPC Nos. 8 and 9, respectively, to supersede the rate schedules referred to in paragraph (a) above. Kentucky Company has requested that the proposed rate schedules be made effective as of December 1, 1947.

(c) The proposed rate schedules, inter alia, purport to institute two new automatic adjustment clauses, one of which provides for adjustments in the commodity charge for unit production costs which are higher than the unit production costs during 1947, such adjustments to be made, however, only after December 1, 1950, and the second adjustment clause provides for changes in the price to reflect increases in certain specified taxes without notice and filing as required by section 4 (d) of the Natural Gas Act and § 154.3 (c) of the Commission's regulations thereunder. In addition, the proposed rate schedules provide for a permissive heat content reduction to 1,000 Btu per cubic foot, and purport to institute a new minimum billing demand.

(d) Unless suspended by order of the Commission, Kentucky West Virginia Gas Company Rate Schedules EPC Nos. 8 and 9 will become effective as of March 22, 1948.

(e) The rates, charges, classifications, services, rules, regulations and practices as set forth in the aforesaid proposed rate schedules may be unjust, unreasonable or otherwise unlawful, and have not been shown to be justified by Kentucky

Company's statement filed under § 154.3 (c) of the Commission's regulations.

The Commission finds that: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the said proposed rate schedules and that pending such hearing and decision thereon, the proposed rate schedules be suspended.

The Commission orders that:

(A) A public hearing be held at a time and place to be hereafter fixed by the Commission respecting the lawfulness of the rates, charges, classifications, or services purported to be initiated in the proposed rate schedules.

(B) Pending such hearing and decision thereon, Kentucky West Virginia Gas Company Rate Schedules FPC Nos. 8 and 9 be and they are hereby suspended until August 22, 1948, and until such time thereafter as said rate schedules shall be made effective in the manner prescribed by the Natural Gas Act.

(C) During the period of suspension Kentucky West Virginia Gas Company Rate Schedules FPC Nos. 3 and 4 shall remain in full force and effect, except as they may be modified or otherwise affected by the Commission's order in Docket Nos. G-627 and G-635.

(D) Interested State Commissions may participate in said hearing as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

Date of issuance: March 18, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2575; Filed, Mar. 23, 1948;  
8:49 a. m.]

[Project No. 516]

SOUTH CAROLINA ELECTRIC & GAS CO.

NOTICE OF ORDER GRANTING REQUEST FOR  
WITHDRAWAL OF APPLICATION

MARCH 19, 1948.

Notice is hereby given that, on March 18, 1948, the Federal Power Commission issued its order entered March 16, 1948, in the above-designated matter, granting request for withdrawal of applications for amendment of license.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2592; Filed, Mar. 23, 1948;  
8:51 a. m.]

[Project No. 637]

WASHINGTON WATER POWER CO.

NOTICE OF ORDER MODIFYING LICENSE

MARCH 19, 1948.

Notice is hereby given that, on March 18, 1948, the Federal Power Commission issued its order entered March 16, 1948, modifying the license in the above-designated matter.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2591; Filed, Mar. 23, 1948;  
8:51 a. m.]

[Project No. 1393]

PEND OREILLE MINES &amp; METALS CO.

NOTICE OF ORDER AUTHORIZING ISSUANCE OF  
NEW LICENSE (MAJOR)

MARCH 19, 1948.

Notice is hereby given that, on March 18, 1948, the Federal Power Commission issued its order entered March 16, 1948, authorizing issuance of new license (major) in the above-designated matter.

[SEAL] LEON M. FUQUAY,  
Secretary.[F. R. Doc. 48-2593; Filed, Mar. 23, 1948;  
8:51 a. m.]

## FEDERAL TRADE COMMISSION

[Docket No. 5513]

## ENCYCLOPEDIA EDUCATIONAL SERVICE

ORDER APPOINTING TRIAL EXAMINER AND  
FIXING TIME AND PLACE FOR TAKING  
TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the city of Washington, D. C., on the 16th day of March A. D. 1948.

In the matter of Arthur A. Gache, Morton Gache, and Irving Greenwood, individually, and as co-partners trading as Encyclopedia Educational Service.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Abner E. Lipscomb, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, That the taking of testimony and receipt of evidence begin on Tuesday, April 6, 1948, at ten o'clock in the forenoon of that day (eastern standard time) in Room 500, 45 Broadway, New York, New York.

Upon completion of the taking of testimony and receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondents. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.[F. R. Doc. 48-2624; Filed, Mar. 23, 1948;  
8:49 a. m.]SECURITIES AND EXCHANGE  
COMMISSION

[File No. 70-1768]

CENTRAL MAINE POWER CO.

## NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 17th day of March A. D. 1948.

Notice is hereby given that an application, and amendments thereto, have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Central Maine Power Company ("Central Maine") a public utility subsidiary of New England Public Service Company, a registered holding company. Applicant has designated the first sentence of section 6 (b) of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than March 24, 1948 at 5:30 p. m., e. s. t., request the Commission in writing, that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after March 24, 1948, said application, as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application and amendments which are on file in the offices of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Central Maine proposes to increase its short-term debt to a maximum amount of \$7,500,000 up to and including June 30, 1948, by the issue of promissory notes to The First National Bank of Boston, from time to time, to and including June 30, 1948, said notes to have a maturity of nine months or less. The company had outstanding, as of March 5, 1948, notes payable to the order of The First National Bank of Boston aggregating \$4,400,000. The application states that the company is informed that at the present money market it will be able to borrow the additional funds required pending the completion of permanent financing at an interest rate of 1½% per annum. It is stated that in case the interest rate on any of the promissory notes should exceed 1½% per annum, the company will file an amendment to its application stating the name of the bank, the terms of the note and the rate of interest at least five days prior to the execution and delivery of said note, and unless the Commission shall notify the company to the contrary within said five day period, the amendment shall become effective at the end of said period. The issuance of such notes is for the stated

purpose of financing the company's construction program prior to the time when funds will be available from permanent financing. It is further stated that it is the company's intention to issue and sell, not later than September 1948, a sufficient amount of its securities to provide the company with about \$10,000,000. The application states that the proceeds from the sale of such securities will be used to pay outstanding notes and to reimburse the company's treasury for expenditures made in connection with the construction program.

The application states that no State commission or other Federal commission has jurisdiction over the proposed transactions.

The amount of notes proposed to be issued by Central Maine is in excess of 5% of the principal amount and par value of outstanding securities of the company. The company requests authorization, pursuant to the first sentence of section 6 (b) of the act, to issue such notes.

Central Maine requests that the Commission's order be issued on or before March 26, 1948, and that such order become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.[F. R. Doc. 48-2576; Filed, Mar. 23, 1948;  
8:50 a. m.]

## DEPARTMENT OF JUSTICE

## Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9507, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10605]

JULIUS BABBE

In re: Estate of Julius Babbe, deceased. File No. D-28-10682; E. T. sec. 15673.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dora Babbe, Herman Babbe, and Otto Babbe, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That the sum of \$1,503.83 was paid to the Attorney General of the United States by A. O. Lothringer, Administrator de bonis non of the Estate of Julius Babbe, deceased;

3. That the sum of \$1,503.83 was accepted by the Attorney General of the United States on October 20, 1947, pursuant to the Trading With the Enemy Act, as amended;

4. That the said sum of \$1,503.83 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid

nationals of a designated enemy country (Germany)

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2600; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10614]

MARY K. GIBSON

In re: Estate of Mary K. Gibson, deceased. File D-28-12146. E. T. sec. 16354.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gertrude von Harlessen Wilkens and Ella von Harlessen Doebner, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany).

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Mary K. Gibson, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by Mercantile Trust Company of Baltimore, as executor, acting under the judicial supervision of the Orphans Court of Baltimore City, Baltimore, Maryland;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

No. 58—3

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2601; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10750]

CHRIST CYRUS

In re: Estate of Christ Cyrus, deceased. D-28-9826; T. T. sec. 13838.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Alma Roth, Hildegard Koecke Cyrus, Irma Cyrus, Anna Deussner, Adam Cyrus, Pauline Cyrus, and Emma (Cyrus) Koch, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany),

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Christ Cyrus, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

3. That such property is in the process of administration by The Dollar Savings and Trust Company, as Executor, acting under the judicial supervision of the Mahoning County Probate Court, Youngstown, Ohio;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 27, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2692; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10752]

TONJES FRANSSEN

In re: Estate of Tonjes Franssen, deceased. File D-28-10193; E. T. sec. 14532.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Trientje Franssen, Johann Franssen, Gerhadine Franssen, and Altmuth Franssen, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the issue, names unknown, of Enke Franssen, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany)

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the estate of Tonjes Franssen, deceased, is property payable or deliverable to or claimed by, the aforesaid nationals of a designated enemy country (Germany)

4. That such property is in the process of administration by H. A. Janssen, and George F. Pommer, as Executors, acting under the judicial supervision of the District Court of the State of Iowa, in and for Hardin County

and it is hereby determined;

5. That to the extent that the persons named in subparagraph 1 hereof, and the issue, names unknown, of Enke Franssen, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 27, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2603; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10757]

EMIL RAASCH

In re: Estate of Emil Raasch, deceased.  
File D-28-12137. E. T. sec. 16346.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Ida Bredow and Mrs. Adolph Hessler, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Emil Raasch, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by John J. Brett, as administrator, acting under the judicial supervision of the County Court, Milwaukee County, Wisconsin;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 27, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2604; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10785]

HANS AND OSCAR ASSMANN

In re: Bonds owned by Hans Assmann and Oscar Assmann. F-28-27966-A-1, F-28-27967-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hans Assmann and Oscar Assmann, whose last known addresses are Heilwigstrasse, Hamburg, Germany, and c/o Loderwerke Wieman, A. G., Hamburg, Germany, respectively, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows: Four Mortgage Bank of Chile Guaranteed Sinking Fund 6% Gold Bonds of 1929, in bearer form, of the face values and numbered as set forth below:

Face value:	Number
\$1,000-----	13147
\$1,000-----	13153
\$1,000-----	13164
\$500-----	1088

said bonds presently in the custody of J. Henry Schroder Banking Corporation, 46 William Street, New York 5, New York, in an account entitled Union Bank of Switzerland, Zurich, Switzerland, Identified Income Account: Hans Assmann, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hans Assmann, the aforesaid national of a designated enemy country (Germany)

3. That the property described as follows: Four Mortgage Bank of Chile Guaranteed Sinking Fund 6% Gold Bonds of 1929, in bearer form, of the face values and numbered as set forth below:

Face value:	Number
\$1,000-----	13180
\$1,000-----	13199
\$1,000-----	13201
\$1,000-----	13202

said bonds presently in the custody of J. Henry Schroder Banking Corporation, 46 William Street, New York 5, New York, in an account entitled Union Bank of Switzerland, Zurich, Switzerland, Identified Income Account: Oscar Assmann, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Oscar Assmann, the aforesaid national of a designated enemy country (Germany), and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate con-

sultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2605; Filed, Mar. 23, 1948;  
8:46 a. m.]

[Vesting Order 10809]

TOKU SAWANOBORI

In re: Stock owned by Toku Sawanobori. F-39-4792-D-3/4.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Toku Sawanobori, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan),

2. That the property described as follows:

a. One (1) share of no par value common capital stock of Radio Corporation of America, 30 Rockefeller Plaza, New York, New York, a corporation organized under the laws of the State of Delaware, evidence by certificate number FWO2587 registered in the name of Toku Sawanobori, together with all declared and unpaid dividends thereon, and

b. Ten (10) shares of no par value capital stock of United States Realty & Improvement Company, 111 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by certificate number 52823 registered in the name of Toku Sawanobori, together with all declared and unpaid dividends thereon and together with all rights of exchange thereof for shares of common capital stock of Sheraton Corporation of America, a corporation organized under the laws of the State of Delaware,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2606; Filed, Mar. 23, 1948; 8:46 a. m.]

[Vesting Order 10325]

ROBERT KOENNE

In re: Trust created under the will of Robert Koenne, deceased. File No. D-28-11545; E. T. sec. 15754.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sophie Baumgarten, Marie Pelz, Albertine Franke, Klara Limburg and Sidonie Dannhoff, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them, in and to the trust created under the will of Robert Koenne, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany)

3. That such property is in the process of administration by the American National Bank of Denver, Colorado as Executor and Trustee, acting under the judicial supervision of the County Court of the City and County of Denver, Colorado;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2607; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10337]

EMMA WILHELMINE SOEHNLEIN-PAEST

In re: Estate of Emma Wilhelmine Soehnlein-Pabst, also known as Emma Pabst Soehnlein, deceased. File No. D-28-6460; E. T. sec. 10265.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Edith Patzig, Beatrice Stoebe and Frederick Soehnlein, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the Domiciliary Executor or Administrator, Personal representatives, heirs, next-of-kin, legatees and distributees, names unknown, of Emma Wilhelmine Soehnlein-Pabst, also known as Emma Pabst Soehnlein, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany),

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the Estate of Emma Wilhelmine Soehnlein-Pabst, also known as Emma Pabst Soehnlein, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany),

4. That such property is in the process of administration by the First Wisconsin Trust Company and Fred Pabst, as Administrators with the Will annexed, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof and the Domiciliary Executor or Administrator, Personal representatives, heirs, next-of-kin, legatees and distributees, names unknown, of Emma Wilhelmine Soehnlein-Pabst, also known as Emma Pabst Soehnlein, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt

with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2603; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10333]

JOHN KRANTZ

In re: Bank account owned by John Krantz. D-28-914-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That John Krantz, whose last known address is Kassel, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to John Krantz, by The Chase National Bank of the City of New York, 18 Pine Street, New York 15, New York, arising out of a compound interest account, account number 1782, entitled John Krantz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2609; Filed, Mar. 23, 1948; 8:47 a. m.]



[Vesting Order 10839]

LEHMANN &amp; VOSS &amp; Co.

In re: Debt owing to Lehmann & Voss & Co.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Lehmann & Voss & Co., the last known address of which is Hamburg, Germany, is a partnership organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Lehmann & Voss & Co. by Jungmann & Company, Inc., c/o Office of Alien Property, 120 Broadway, New York, New York, in the amount of \$660.62, as of February 11, 1948, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2610; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10840]

KARL MEINICKE

In re: Bank account owned by Karl Meinicke. F-28-28191-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Ex-

ecutive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karl Meinicke, whose last known address is Satuello bei Neuhal-densleben, Bezirk Magdeburg, Saxon, Deutschland, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl Meinicke, by South Bergen Savings and Loan Association, 271 Valley Boulevard, Wood-Ridge, New Jersey, arising out of a savings account, account number 21896, entitled Karl Meinicke, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Karl Meinicke, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2611; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10845]

JOSEPHINE ROESSLER

In re: Debt owing to Josephine Roessler, also known as Josephine Rossler. F-28-28494-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Josephine Roessler, also known as Josephine Rossler, whose last known address is 25 Winterhauser Strasse Wurzburg-Heidingsfeld, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Josephine Roessler, also known as Josephine Rossler, by L. George Mueller, 25 Sherwood Avenue, Ossining, New York, in the amount of \$200.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Josephine Roessler, also known as Josephine Rossler, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2612; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10846]

ELISABETH ROTH

In re: Bank account owned by Elisabeth Roth. D-28-9100-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elisabeth Roth, whose last known address is Langenselbold b/Hanau Steinweg 43, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elisabeth Roth, by Emigrant Industrial Savings Bank, 5 East 42nd Street, New York City, arising out of a Savings Account, entitled Elisabeth Roth, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or de-



liverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2613; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10847]

CARL SCHREINER

In re: Bank account owned by Carl Schreiner. F-28-15513-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carl Schreiner, whose last known address is Haus 37, bei Unterberger, Brannenbourg a. Inn (Bavaria), Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Carl Schreiner by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a clean credit deposit account entitled Carl Schreiner, New York, N. Y., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States re-

quires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2614; Filed, Mar. 23, 1948; 8:47 a. m.]

[Vesting Order 10248]

MARIE STEINHILBER

In re: Bank account owned by Marie Steinhilber. F-28-28625-E-1, F-28-28625-E-2, F-28-28625-E-3.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie Steinhilber, whose last known address is Fabrikstrasse 3, Ober Esslingen, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. That certain debt or other obligation of Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, arising out of a savings account, account number 61,930, entitled William F. Henne (Dec'd), in trust for Marie Steinhilber, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation of The Lincoln Savings Bank of Brooklyn, 531 Broadway, Brooklyn 6, New York, arising out of a savings account, account number H-129, entitled William F. Henne (Deceased), in trust for Marie Steinhilber, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation of The Williamsburgh Savings Bank, One Hanson Place, Brooklyn 17, New York, arising out of a savings account, account number 6975, entitled William F. Henne, in trust for Marie Steinhilber, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Marie Steinhilber, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2615; Filed, Mar. 23, 1948; 8:48 a. m.]

[Vesting Order 10349]

GUNZO SUGIHARA

In re: Bank account owned by Gunzo Sugihara. D-39-649-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. Gunzo Sugihara, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan)

2. That the property described as follows: That certain debt or other obligation owing to Gunzo Sugihara, by Bank of America, National Trust and Savings Association, 300 Montgomery Street, San Francisco, California, arising out of a Savings Account, account number 5526, entitled Gunzo Sugihara, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2616; Filed, Mar. 23, 1948;  
8:48 a. m.]

[Vesting Order 10850]

TAISHO MARINE & FIRE INSURANCE CO., LTD.

In re: Debt owing to Taisho Marine & Fire Insurance Co., Ltd.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Taisho Marine & Fire Insurance Co., Ltd., the last known address of which is Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Tokyo, Japan and is a national of a designated enemy country (Japan)

2. That the property described as follows: Those certain debts or other obligations owing to Taisho Marine & Fire Insurance Co., Ltd., by Johnson & Higgins, 63 Wall Street, New York, New York, in the amount of \$10,952.29, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2617; Filed, Mar. 23, 1948;  
8:48 a. m.]

[Vesting Order 10852]

HELENE THESING

In re: Bank account and stock owned by Helene Thesing. F-28-28712-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Helene Thesing, whose last known address is Leopoldstrasse 2, 15 Bad Sulza, Thuringen, Germany, is a resident of Germany and a national of a designated enemy country (Germany),

2. That the property described as follows:

a. All those debts or other obligations owing to Helene Thesing, by John Howard Eager, 3908 North Charles Street, Baltimore 18, Maryland, including particularly but not limited to that sum of money on deposit with Seamen's Bank for Savings, 74 Wall Street, New York 6, New York, in a savings account, account number 1,059,802, entitled J. Howard Eager, and any and all rights to demand, enforce and collect the same, and

b. Eight (8) shares of \$25.00 par value 1st preferred 5½% capital stock of Pacific Gas & Electric Co., 245 Market Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by certificate number NF 2143, dated May 18, 1939, registered in the name of Sybille von Schlotheim and presently in the custody of John Howard Eager, 3908 North Charles Street, Baltimore 18, Maryland, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used,

administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

[F. R. Doc. 48-2618; Filed, Mar. 23, 1948;  
8:48 a. m.]

[Vesting Order 10854]

DR. MED. P. WEISCHER AND  
MRS. M. WEISCHER

In re: Bank account owned by Dr. Med. P. Weischer, also known as Paul Weischer, and Mrs. M. Weischer. F-28-7916-E-1, F-28-7915-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dr. Med. P. Weischer, also known as Paul Weischer, and Mrs. M. Weischer, whose last known address is Nerotal 67, Wiesbaden, Germany, are residents of Germany and nationals of a designated enemy country (Germany)

2. That the property described as follows:

a. That certain debt or other obligation owing to Dr. Med. P. Weischer, also known as Paul Weischer, by Seattle Federal Savings and Loan Association, 1214 Third Avenue, Seattle 1, Washington, arising out of a savings account, account number 8140, entitled Dr. Med. P. Weischer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Mrs. M. Weischer, by Seattle Federal Savings and Loan Association, 1214 Third Avenue, Seattle 1, Washington, arising out of a savings account, account number 7023, entitled Mrs. M. Weischer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany),

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2619; Filed, Mar. 23, 1948;  
8:48 a. m.]

[Vesting Order 10856]

MATHIAS ZILLNER

In re: Debt owing to Mathias Zillner.  
D-28-11837-E-1.

Under the authority of the Trading with the Enemy Act, as amended, Execu-

tive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mathias Zillner, whose last known address is Burghausen A/Salzach, Oberbayern, Germany, is a resident of Germany and a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation of Marquette Mutual Building and Loan Association, 2539 W. Greenfield Avenue, Milwaukee 4, Wisconsin, arising out of paid-up-stock account, entitled Mathias Zillner, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the

national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany)

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director Office of Alien Property.

[F. R. Doc. 48-2629; Filed, Mar. 23, 1948;  
8:48 a. m.]

